Official Journal of the European Union

L 167

English edition

Legislation

Volume 58

1 July 2015

Contents

[1] Text with EEA relevance

EN

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

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

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) 2015/1039

of 30 June 2015

amending Regulation (EU) No 748/2012 as regards flight testing

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC ([1]), and in particular Articles 5(5) and 7(6) thereof,

Whereas:

(1) Commission Regulation (EU) No 748/2012 ([2]) should be amended in order to regulate, as part of the flight conditions, the competence and experience for pilots and for lead flight test engineers, depending on the complexity of the flight tests performed and of the aircraft, with a view to increasing safety and enhancing the harmonisation of the competency and experience requirements for flight test crew members within the Union.

(2) Requirements for production and design organisations conducting flight testing, a requirement to have a flight test operations manual defining the organisation's policies and the necessary procedures in relation to flight test should also be introduced, so as to promote the safe conduct of flight testing. That manual should include policies and procedures for crew composition and competence, presence on board of persons other than crew members, risk and safety management, identification of instruments and equipment required to be carried.

(3) Commission Regulation (EC) No 2042/2003 ([3]) has been recast in the interest of clarity. Since the EASA Form 15a, as laid down in the Appendix II to the Annex I (Part 21) to Regulation (EU) No 748/2012, refers to Regulation (EC) No 2042/2003, it is necessary to update that reference.

(4) It is necessary to provide sufficient time for the aeronautical industry and the Member States to adapt to those requirements. Therefore, appropriate transitional provisions should be provided for. For certain amendments, however, a specific deferred application date should be provided in light of the nature of those amendments.

(5) The measures provided for in this Regulation are based on the opinion issued by the Agency in accordance with Article 19(1) of Regulation (EC) No 216/2008.

(6) The measures provided for in this Regulation are in accordance with the opinion of the European Aviation Safety Agency Committee, established by Article 65 of Regulation (EC) No 216/2008,

([1]) OJ L 79, 19.3.2008, p. 1.

([2]) Commission Regulation (EU) No 748/2012 of 3 August 2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations (OJ L 224, 21.8.2012, p. 1).

([3]) Commission Regulation (EC) No 2042/2003 of 20 November 2003 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks (OJ L 315, 28.11.2003, p. 1).

HAS ADOPTED THIS REGULATION:

Article 1

Amendment

Annex I (Part 21) to Regulation (EU) No 748/2012 is amended in accordance with the Annex to this Regulation.

Article 2

Transitional provisions

1. Member States that at 21 July 2015 issued national licences for flight test crew members other than pilots may continue to do so in accordance with their national law until 31 December 2017. The holders of those licences may continue to exercise their privileges until that date.

2. After 31 December 2017, applicants for or holders of a permit to fly may continue to use the services of pilots engaged in Category Three or Four flight tests referred to in Appendix XII to Annex I to Regulation (EU) No 748/2012 and of flight test engineers that were conducting flight test activities in accordance with the applicable rules of national law before that date. Any such use shall remain limited to the scope of functions of the flight test crew members as established before 31 December 2017.

The scope of functions of the flight test crew member shall be established by the applicant for or holder of a permit to fly that uses or plans to use their services, based on the flight test crew members' flight test experience and training, and on the relevant records of the applicant for or the holder of a permit to fly. That scope of functions of a flight test crew member shall be made available to the competent authority.

Any addition or any other amendment to the scope of the functions established for these flight test crew members by the applicant for or holder of a permit to fly that uses or plans to use their services shall comply with the requirements of Appendix XII to Annex I to Regulation (EU) No 748/2012.

3. Until 31 December 2015, the competent authorities may continue to issue the airworthiness review certificate EASA Form 15a, as laid down in Appendix II to Annex I to Regulation (EU) No 748/2012, in force prior to 21 July 2015. Certificates issued before 1 January 2016 remain valid until they are changed, suspended or revoked.

Article 3

Entry into force and application

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

It shall apply from 21 July 2015.

However:

(a) points 2 and 3 of the Annex shall apply from 1 January 2016; to the extent reference is made to Appendix XII to Annex I to Regulation (EU) No 748/2012, point (b) applies;

(b) point 6 of the Annex as regards point D of Appendix XII shall apply from 1 January 2018, without prejudice to requirements already resulting from the Annex I (Part-FCL) to Commission Regulation (EU) No 1178/2011 ([1]).

([1]) Commission Regulation (EU) No 1178/2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ L 311, 25.11.2011, p. 1).

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

Done at Brussels, 30 June 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Annex I (Part 21) to Regulation (EU) No 748/2012 is amended as follows:

(1) in the table of contents the following entry is added:

'Appendix XII — Categories of flight tests and associated flight test crew qualifications 85';

(2) in point 21.A.143 (a), the following point 13 is added:

'13. if flight tests are to be conducted, a flight test operations manual defining the organisation's policies and procedures in relation to flight test. The flight test operations manual shall include:

(i) a description of the organisation's processes for flight test, including the flight test organisation involvement into the permit to fly issuance process;

(ii) crewing policy, including composition, competency, currency and flight time limitations, in accordance with Appendix XII to this Annex I (Part 21), where applicable;

(iii) procedures for the carriage of persons other than crew members and for flight test training, when applicable;

(iv) a policy for risk and safety management and associated methodologies;

(v) procedures to identify the instruments and equipment to be carried;

(vi) a list of documents that need to be produced for flight test.';

(3) in point 21.A.243, point (a) is replaced by the following:

'(a) The design organisation shall furnish a handbook to the Agency describing, directly or by cross-reference, the organisation, the relevant procedures and the products or changes to products to be designed. If flight tests are to be conducted, a flight test operations manual defining the organisation's policies and procedures in relation to flight test shall be furnished. The flight test operations manual shall include:

(i) a description of the organisation's processes for flight test, including the flight test organisation involvement into the permit to fly issuance process;

(ii) crewing policy, including composition, competency, currency and flight time limitations, in accordance with Appendix XII to this Annex I (Part 21), where applicable;

(iii) procedures for the carriage of persons other than crew members and for flight test training, when applicable;

(iv) a policy for risk and safety management and associated methodologies;

(v) procedures to identify the instruments and equipment to be carried;

(vi) a list of documents that need to be produced for flight test.';

(4) in point 21.A.708 (b), point 2 is replaced by the following:

'2. any conditions or restrictions put on the flight crew to fly the aircraft, in addition to those defined in Appendix XII to this Annex I (Part 21).';

(5) Appendix II is replaced by the following:

'Appendix II

Airworthiness Review Certificate — EASA Form 15a

[MEMBER STATE]

A Member of the European Union (*)

AIRWORTHINESS REVIEW CERTIFICATE

ARC reference: .....

Pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council for the time being into force, the [COMPETENT AUTHORITY OF THE MEMBER STATE] hereby certifies that the following aircraft:

Aircraft manufacturer: .....

Manufacturer's designation: .....

Aircraft registration: .....

Aircraft serial number: .....

is considered airworthy at the time of the review.

Date of issue: ..... Date of expiry: .....

Airframe Flight Hours (FH) at date of issue (**): .....

Signed: ..... Authorisation No: .....

1st Extension: The aircraft has remained in a controlled environment in accordance with point M.A.901 of Annex I to Commission Regulation (EU) No 1321/2014 for the last year. The aircraft is considered to be airworthy at the time of the issue.

Date of issue: ..... Date of expiry: .....

Airframe Flight Hours (FH) at date of issue (**): .....

Signed: ..... Authorisation No: .....

Company Name: ..... Approval reference: .....

2nd Extension: The aircraft has remained in a controlled environment in accordance with point M.A.901 of Annex I to Commission Regulation (EU) No 1321/2014 for the last year. The aircraft is considered to be airworthy at the time of the issue.

Date of issue: ..... Date of expiry: .....

Airframe Flight Hours (FH) at date of issue (**): .....

Signed: ..... Authorisation No: .....

Company Name: ..... Approval reference: .....

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(*) Delete for non-EU Member States.

(**) Except for balloons and airships.';

(6) the following Appendix XII is added:

'Appendix XII

Categories of flight tests and associated flight test crew qualifications

A. **General**

This Appendix establishes the qualifications necessary for flight crew involved in the conduct of flight tests for aircraft certified or to be certified in accordance with CS-23 for aircraft with a maximum take-off mass (MTOM) of or above 2 000 kg, CS-25, CS-27, CS-29 or equivalent airworthiness codes.

B. **Definitions**

1. "Flight test engineer" means any engineer involved in flight test operations either on the ground or in flight.

2. "Lead flight test engineer" means a flight test engineer assigned for duties in an aircraft for the purpose of conducting flight tests or assisting the pilot in the operation of the aircraft and its systems during flight test activities.

3. "Flight tests" mean:

3.1. flights for the development phase of a new design (aircraft, propulsion systems, parts and appliances);

3.2. flights to demonstrate compliance to certification basis or conformity to type design;

3.3. flights intended to experiment new design concepts, requiring unconventional manoeuvres or profiles for which it could be possible to exit the already approved envelope of the aircraft;

3.4. flight test training flights.

C. **Categories of flight tests**

1. *General*

The descriptions below address the flights performed by design and production organisations under Annex I (Part 21).

2. *Scope*

If more than one aircraft is involved in a test, each individual aircraft flight shall be assessed under this Appendix to determine if it is a flight test and when appropriate, its category.

The flights referred to in point (6)(B)(3) are the only flights that belong to the scope of this Appendix.

3. *Categories of flight tests*

Flights tests include the following four categories:

3.1. Category One (1)

(a) Initial flight(s) of a new type of aircraft or of an aircraft of which flight or handling characteristics may have been significantly modified;

(b) Flights during which it can be envisaged to potentially encounter flight characteristics significantly different from those already known;

(c) Flights to investigate novel or unusual aircraft design features or techniques;

(d) Flights to determine or expand the flight envelope;

(e) Flights to determine the regulatory performances, flight characteristics and handling qualities when flight envelope limits are approached;

(f) Flight test training for Category 1 flight tests.

3.2. Category Two (2)

(a) Flights not classified as Category 1 on an aircraft whose type is not yet certified;

(b) Flights not classified Category 1 on an aircraft of an already certified type, after embodiment of a not yet approved modification and which:

(i) require an assessment of the general behaviour of the aircraft; or

(ii) require an assessment of basic crew procedures, when a new or modified system is operating or is needed; or

(iii) are required to intentionally fly outside of the limitations of the currently approved operational envelope, but within the investigated flight envelope;

(c) Flight test training for Category 2 flight tests.

3.3. Category Three (3)

Flights performed for the issuance of statement of conformity for a new-built aircraft which do not require flying outside of the limitations of the type certificate or the aircraft flight manual.

3.4. Category Four (4)

Flights not classified as Category 1 or 2 on an aircraft of an already certified type, in case of an embodiment of a not yet approved design change.

D. **Competence and experience of pilots and lead flight test engineers**

1. *General*

Pilots and lead flight test engineers shall have the competences and experience specified in the following table.

	Categories of flight tests			
Aircraft	1	2	3	4
CS-23 commuter or aircraft having a design diving speed (Md) above 0,6 or a maximum ceiling above 7 260 m (25 000 ft), CS-25, CS-27, CS-29 or equivalent airworthiness codes	Competence level 1	Competence level 2	Competence level 3	Competence level 4
Other CS-23 with an MTOM of or above 2 000 kg	Competence level 2	Competence level 2	Competence level 3	Competence level 4

1.1. Competence level 1

1.1.1. Pilots shall comply with the requirements of Annex I (Part-FCL) to Commission Regulation (EU) No 1178/2011 of 3 November 2011 ([1]).

1.1.2. Lead flight test engineer shall have:

(a) satisfactorily completed a Competence level 1 training course; and

(b) a minimum of 100 hours of flight experience, including flight test training.

([1]) Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ L 311, 25.11.2011, p. 1).

1.2. Competence level 2

1.2.1. Pilots shall comply with the requirements of Annex I (Part-FCL) to Regulation (EU) No 1178/2011.

1.2.2. The lead flight test engineer shall have:

(a) satisfactorily completed a Competence level 1 or level 2 training course; and

(b) a minimum of 50 hours of flight experience, including flight test training.

The competence level 1 or level 2 training courses for Lead flight test engineer shall cover at least the following subjects:

(i) Performance;

(ii) Stability and control/handling qualities;

(iii) Systems;

(iv) Test management; and

(v) Risk/safety management.

1.3. Competence level 3

1.3.1. Pilot(s) shall hold a valid licence appropriate to the category of aircraft under test, issued in accordance with Part-FCL and hold a Commercial Pilot Licence (CPL) as a minimum. In addition, the pilot-in-command shall:

(a) hold a flight test rating; or

(b) have at least 1 000 hours of flight experience as pilot-in-command on aircraft having similar complexity and characteristics; and

(c) have participated, for each class or type of aircraft, in all flights that are part of the programme leading to the issuance of the individual certificate of airworthiness of at least five aircraft.

1.3.2. Lead flight test engineer shall:

(a) satisfy Competence level 1 or level 2; or

(b) have gained a significant amount of flight experience relevant to the task; and

(c) have participated in all flights that are part of the programme leading to the issuance of the individual certificate of airworthiness of at least five aircraft.

1.4. Competence level 4

1.4.1. Pilot(s) shall hold a valid licence appropriate to the category of aircraft under test, issued in accordance with Part-FCL and hold a CPL as a minimum. The pilot-in-command shall hold a flight test rating or have at least 1 000 hours as pilot-in-command on aircraft having similar complexity and characteristics.

1.4.2. Competence and experience for lead flight test engineers is defined in the flight test operations manual.

2. *Lead flight test engineers*

Lead flight test engineers shall receive an authorisation from the organisation that employs them detailing the scope of their functions within the organisation. The authorisation shall contain the following information:

(a) name;

(b) date of birth;

(c) experience and training;

(d) position in organisation;

(e) scope of the authorisation;

(f) date of first issue of the authorisation;

(g) date of expiry of the authorisation, if appropriate; and

(h) identification number of the authorisation.

Lead flight test engineers shall only be appointed for a specific flight if they are physically and mentally fit to safely discharge assigned duties and responsibilities.

The organisation shall make all relevant records related to authorisations available to their holders.

E. **Competence and experience of other flight test engineers**

Other flight test engineers on board the aircraft shall have an amount of experience and training commensurate with the tasks assigned to them as crew members, and in accordance with the flight test operations manual, when applicable.

The organisation shall make all relevant records related to their flight activities available to the relevant flight test engineer.'

COMMISSION REGULATION (EU) 2015/1040

of 30 June 2015

amending Annexes II, III and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for azoxystrobin, dimoxystrobin, fluroxypyr, methoxyfenozide, metrafenone, oxadiargyl and tribenuron in or on certain products

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC ([1]), and in particular Article 14(1)(a), Article 18(1)(b) and Article 49(2) thereof,

Whereas:

(1) For dimoxystrobin and metrafenone, maximum residue levels (MRLs) were set in Part A of Annex III to Regulation (EC) No 396/2005. For azoxystrobin, fluroxypyr, methoxyfenozide, oxadiargyl and tribenuron maximum residue levels (MRLs) were set in Annex II and Part B of Annex III to Regulation (EC) No 396/2005.

(2) For azoxystrobin, the European Food Safety Authority, hereinafter 'the Authority', submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([2]). It recommended lowering the MRLs for almonds, brazil nuts, cashew nuts, chestnuts, coconuts, hazelnuts, macadamia, pecans, pine nuts, walnuts, asparagus, maize grains, coffee beans, herbal infusions (dried, roots), sugar beet (root) and chicory roots. For other products it recommended keeping or raising the existing MRLs. It concluded that concerning the MRLs for lamb's lettuce, scarole (broad-leaf endive), cress, rocket, rucola, red mustard, leaves and sprouts of Brassica spp, swine (muscle, fat, liver, kidney), bovine (muscle, fat, liver, kidney), sheep (muscle, fat, liver, kidney), goat (muscle, fat, liver, kidney), poultry (muscle, fat, liver), milk (cattle, sheep, goat) and birds'eggs some information was not available and that further consideration by risk managers was required. As there is no risk for consumers, the MRLs for those products should be set in Annex II to Regulation (EC) No 396/2005 at the existing level or the level identified by the Authority. These MRLs will be reviewed; the review will take into account the information available within two years from the publication of this Regulation.

(3) As regards azoxystrobin in barley, coffee beans, oats, potatoes and sorghum, the Codex Alimentarius Commission (CAC) ([3]) adopted Codex MRLs (CXLs). As these CXLs are supported by an updated assessment of the Authority, it is appropriate to take them into account, with the exception of those CXLs which are not safe for consumers in the Union and for which the Union presented a reservation to the CAC ([4]).

(4) For dimoxystrobin, the Authority submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([5]). It proposed to change the residue definition and recommended lowering the MRLs for wheat grain. For other products it recommended keeping the existing MRLs. It concluded that concerning the MRLs for bovine (muscle, fat, liver, kidney), sheep (muscle, fat, liver, kidney), goat (muscle, fat, liver, kidney) and milk (cattle, sheep, goat) some

([1]) OJ L 70, 16.3.2005, p. 1.
([2]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for azoxystrobin according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2013;11(12):3497. [97 pp.]
([3]) Codex Committee on Pesticide Residues reports available on: http://www.codexalimentarius.org/download/report/917/REP14_PRe.pdf Joint FAO/WHO food standards programme Codex Alimentarius Commission. Appendices II and III. Thirty-Seventh Session. Geneva, Switzerland, 14-18 July 2014.
([4]) Scientific support for preparing an EU position for the 46th Session of the Codex Committee on Pesticide Residues (CCPR). *EFSA Journal* 2014;12(7):3737 [182 pp.]. doi:10.2903/j.efsa.2014.3737.
([5]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for dimoxystrobin according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2013;11(11):3464. [41 pp.]

information was not available and that further consideration by risk managers was required. As there is no risk for consumers, the MRLs for those products should be set in Annex II to Regulation (EC) No 396/2005 at the existing level or the level identified by the Authority. These MRLs will be reviewed; the review will take into account the information available within two years from the publication of this Regulation.

(5) For fluroxypyr, the Authority submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([1]). It proposed to change the residue definition. It concluded that concerning the MRLs for apples, garlic, onions, shallots, thyme, leek, barley grain, maize grain, oats grain, rye grain, sorghum grain, wheat grain, herbal infusions (flowers), sugar cane, swine (muscle, fat, liver, kidney), bovine (muscle, fat, liver, kidney), sheep (muscle, fat, liver, kidney), goat (muscle, fat, liver, kidney) and milk (cattle, sheep, goat) some information was not available and that further consideration by risk managers was required. As there is no risk for consumers, the MRLs for those products should be set in Annex II to Regulation (EC) No 396/2005 at the existing level or the level identified by the Authority. These MRLs will be reviewed; the review will take into account the information available within two years from the publication of this Regulation. The Authority concluded that concerning the MRLs for citrus fruits, table olives and olives for oil production no information was available and concerning the MRLs for pears, quinces, medlar, loquat and spring onions the information available was insufficient to derive a tentative MRL and further consideration by risk managers was required. The MRLs for these products should be set at the specific limit of determination.

(6) For methoxyfenozide, the Authority submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([2]). It recommended lowering the MRLs for beans (dry) and peanuts. For other products it recommended keeping or raising the existing MRLs. It concluded that concerning the MRLs for aubergines, swine (muscle, fat, liver, kidney), bovine (muscle, fat, liver, kidney), sheep (muscle, fat, liver, kidney), goat (muscle, fat, liver, kidney), poultry (muscle, fat, liver), milk (cattle, sheep, goat) and birds'eggs some information was not available and that further consideration by risk managers was required. As there is no risk for consumers, the MRLs for these products should be set in Annex II to Regulation (EC) No 396/2005 at the existing level or the level identified by the Authority. These MRLs will be reviewed; the review will take into account the information available within two years from the publication of this Regulation. The Authority concluded that concerning the MRLs for oranges, mandarins and maize grain no information was available and that further consideration by risk managers was required. The MRL for maize grain should be set at the specific limit of determination. As regards oranges and mandarins, CXLs were adopted after the Authority submitted its opinion ([3]). The MRLs set out for those products in Regulation (EC) No 396/2005, as it stands, reflect those CXLs. The MRLs for oranges and mandarins should therefore not be modified.

(7) For metrafenone, the Authority submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([4]). It proposed to change the residue definition and recommended lowering the MRLs for wheat grain and rye grain. For other products it recommended keeping or raising the existing MRLs. It concluded that concerning the MRLs for aubergines, some information was not available and that further consideration by risk managers was required. As regards aubergine, the Authority submitted an earlier opinion concerning this MRL ([5]). It is now considered appropriate to take the proportionality approach used in that opinion into account. The Authority concluded that concerning the MRLs for bovine (muscle, fat, liver, kidney), sheep (muscle, fat, liver, kidney), goat (muscle, fat, liver, kidney) and milk (cattle, sheep, goat) no information was available and that further consideration by risk managers was required. The MRLs for these products should be set at the specific limit of determination.

([1]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for fluroxypyr according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2013;11(12):3495. [49 pp.]

([2]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for methoxyfenozide according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2014;12(1):3509. [68 pp.]

([3]) Commission Regulation (EU) No 491/2014 of 5 May 2014 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for ametoctradin, azoxystrobin, cycloxydim, cyfluthrin, dinotefuran, fenbuconazole, fenvalerate, fludioxonil, fluopyram, flutriafol, fluxapyroxad, glufosinate-ammonium, imidacloprid, indoxacarb, MCPA, methoxyfenozide, penthiopyrad, spinetoram and trifloxystrobin in or on certain products (OJ L 146, 16.5.2014, p. 1).

([4]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for metrafenone according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2013;11(12):3498. [43 pp.]

([5]) European Food Safety Authority; Modification of the existing MRLs for metrafenone in various crops. *EFSA Journal* 2013;11(1):3075. [30 pp.]

(8) Pursuant to Commission Regulation (EU) No 823/2012 ([1]) the approval of oxadiargyl expired on 31 March 2014. All existing authorisations for plant protection products containing the active substance oxadiargyl have been revoked and grace periods end on 30 September 2015 at the latest. In accordance with Article 17 of Regulation (EC) No 396/2005 in conjunction with Article 14(1) thereof the MRLs set out for that active substance in Annexes II and III should therefore be deleted. This should not apply to those MRLs corresponding to CXLs based on uses in third countries provided that they are acceptable with regard to consumer safety. Nor should it apply in cases where MRLs have been specifically set as import tolerances.

(9) For tribenuron, the Authority submitted a reasoned opinion on the existing MRLs in accordance with Article 12(2) of Regulation (EC) No 396/2005 in conjunction with Article 12(1) thereof ([2]). It recommended keeping the existing MRLs.

(10) As regards products on which the use of the plant protection product concerned is not authorised, and for which no import tolerances or CXLs exist, MRLs should be set at the specific limit of determination or the default MRL should apply, as provided for in Article 18(1)(b) of Regulation (EC) No 396/2005.

(11) The Commission consulted the European Union reference laboratories for residues of pesticides as regards the need to adapt certain limits of determination. As regards several substances, those laboratories concluded that for certain commodities technical development requires the setting of specific limits of determination.

(12) Based on the reasoned opinions of the Authority and taking into account the factors relevant to the matter under consideration, the appropriate modifications to the MRLs fulfil the requirements of Article 14(2) of Regulation (EC) No 396/2005.

(13) Through the World Trade Organisation, the trading partners of the Union were consulted on the new MRLs and their comments have been taken into account.

(14) Regulation (EC) No 396/2005 should therefore be amended accordingly.

(15) In order to allow for the normal marketing, processing and consumption of products, this Regulation should provide for a transitional arrangement for products which have been produced before the modification of the MRLs and for which information shows that a high level of consumer protection is maintained.

(16) A reasonable period should be allowed to elapse before the modified MRLs become applicable in order to permit Member States, third countries and food business operators to prepare themselves to meet the new requirements which will result from the modification of the MRLs.

(17) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes II, III and V to Regulation (EC) No 396/2005 are amended in accordance with the Annex to this Regulation.

Article 2

Regulation (EC) No 396/2005 as it stood before being amended by this Regulation shall continue to apply to products which were produced by 20 January 2016.

([1]) Commission Regulation (EU) No 823/2012 of 14 September 2012 derogating from Implementing Regulation (EU) No 540/2011 as regards the expiry dates of the approval of the active substances 2,4-DB, benzoic acid, beta-cyfluthrin, carfentrazone ethyl, Coniothyrium minitans Strain CON/M/91-08 (DSM 9660), cyazofamid, cyfluthrin, deltamethrin, dimethenamid-P, ethofumesate, ethoxysulfuron, fenamidone, flazasulfuron, flufenacet, flurtamone, foramsulfuron, fosthiazate, imazamox, iodosulfuron, iprodione, isoxaflutole, linuron, maleic hydrazide, mecoprop, mecoprop-P, mesosulfuron, mesotrione, oxadiargyl, oxasulfuron, pendimethalin, picoxystrobin, propiconazole, propineb, propoxycarbazone, propyzamide, pyraclostrobin, silthiofam, trifloxystrobin, warfarin and zoxamide (OJ L 250, 15.9.2012, p. 13).

([2]) European Food Safety Authority; Review of the existing maximum residue levels (MRLs) for tribenuron according to Article 12 of Regulation (EC) No 396/2005. *EFSA Journal* 2013;11(11):3457. [32 pp.]

Article 3

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

It shall apply from 21 January 2016. However, point (1)(c) and point (3) of the Annex shall apply from 1 October 2015.

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

Done at Brussels, 30 June 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Annexes II, III and V to Regulation (EC) No 396/2005 are amended as follows:

(1) Annex II is amended as follows:

(a) The following columns for dimoxystrobin and metrafenone are added:

'Pesticide residues and maximum residue levels (mg/kg)

Code number	Groups and examples of individual products to which the MRLs apply [a]	Dimoxystrobin (R) (A)	Metrafenone (F)
(1)	(2)	(3)	(4)
0100000	**FRUITS, FRESH or FROZEN; TREE NUTS**	0,01 (*)	
0110000	**Citrus fruits**		**0,01** (*)
0110010	Grapefruits		
0110020	Oranges		
0110030	Lemons		
0110040	Limes		
0110050	Mandarins		
0110990	Others		
0120000	**Tree nuts**		**0,01** (*)
0120010	Almonds		
0120020	Brazil nuts		
0120030	Cashew nuts		
0120040	Chestnuts		
0120050	Coconuts		
0120060	Hazelnuts/cobnuts		
0120070	Macadamias		
0120080	Pecans		
0120090	Pine nut kernels		
0120100	Pistachios		
0120110	Walnuts		
0120990	Others		
0130000	**Pome fruits**		**0,01** (*)
0130010	Apples		
0130020	Pears		
0130030	Quinces		

(1)	(2)	(3)	(4)
0130040	Medlars		
0130050	Loquats/Japanese medlars		
0130990	Others		
0140000	**Stone fruits**		**0,01** (*)
0140010	Apricots		
0140020	Cherries (sweet)		
0140030	Peaches		
0140040	Plums		
0140990	Others		
0150000	**Berries and small fruits**		
0151000	(a) **grapes**		7
0151010	Table grapes		
0151020	Wine grapes		
0152000	(b) **strawberries**		0,6
0153000	(c) **cane fruits**		**0,01** (*)
0153010	Blackberries		
0153020	Dewberries		
0153030	Raspberries (red and yellow)		
0153990	Others		
0154000	(d) **other small fruits and berries**		**0,01** (*)
0154010	Blueberries		
0154020	Cranberries		
0154030	Currants (black, red and white)		
0154040	Gooseberries (green, red and yellow)		
0154050	Rose hips		
0154060	Mulberries (black and white)		
0154070	Azaroles/Mediterranean medlars		
0154080	Elderberries		
0154990	Others		
0160000	**Miscellaneous fruits with**		**0,01** (*)
0161000	(a) **edible peel**		
0161010	Dates		
0161020	Figs		
0161030	Table olives		
0161040	Kumquats		

(1)	(2)	(3)	(4)
0161050	Carambolas		
0161060	Kaki/Japanese persimmons		
0161070	Jambuls/jambolans		
0161990	Others		
0162000	(b) **inedible peel, small**		
0162010	Kiwi fruits (green, red, yellow)		
0162020	Litchis/lychees		
0162030	Passionfruits/maracujas		
0162040	Prickly pears/cactus fruits		
0162050	Star apples/cainitos		
0162060	American persimmons/Virginia kaki		
0162990	Others		
0163000	(c) **inedible peel, large**		
0163010	Avocados		
0163020	Bananas		
0163030	Mangoes		
0163040	Papayas		
0163050	Granate apples/pomegranates		
0163060	Cherimoyas		
0163070	Guavas		
0163080	Pineapples		
0163090	Breadfruits		
0163100	Durians		
0163110	Soursops/guanabanas		
0163990	Others		
0200000	**VEGETABLES, FRESH or FROZEN**		
0210000	**Root and tuber vegetables**	0,01 (*)	**0,01** (*)
0211000	(a) **potatoes**		
0212000	(b) **tropical root and tuber vegetables**		
0212010	Cassava roots/manioc		
0212020	Sweet potatoes		
0212030	Yams		
0212040	Arrowroots		
0212990	Others		

(1)	(2)	(3)	(4)
0213000	(c) **other root and tuber vegetables except sugar beets**		
0213010	Beetroots		
0213020	Carrots		
0213030	Celeriacs/turnip rooted celeries		
0213040	Horseradishes		
0213050	Jerusalem artichokes		
0213060	Parsnips		
0213070	Parsley roots/Hamburg roots parsley		
0213080	Radishes		
0213090	Salsifies		
0213100	Swedes/rutabagas		
0213110	Turnips		
0213990	Others		
0220000	**Bulb vegetables**	0,01 (*)	**0,01** (*)
0220010	Garlic		
0220020	Onions		
0220030	Shallots		
0220040	Spring onions/green onions and Welsh onions		
0220990	Others		
0230000	**Fruiting vegetables**	0,01 (*)	
0231000	(a) **solanacea**		
0231010	Tomatoes		0,4
0231020	Sweet peppers/bell peppers		2
0231030	Aubergines/eggplants		**0,3**
0231040	Okra/lady's fingers		**0,01** (*)
0231990	Others		**0,01** (*)
0232000	(b) **cucurbits with edible peel**		0,15
0232010	Cucumbers		
0232020	Gherkins		
0232030	Courgettes		
0232990	Others		
0233000	(c) **cucurbits with inedible peel**		0,1
0233010	Melons		
0233020	Pumpkins		
0233030	Watermelons		
0233990	Others		

(1)	(2)	(3)	(4)
0234000	(d) **sweet corn**		**0,01** (*)
0239000	(e) **other fruiting vegetables**		**0,01** (*)
0240000	**Brassica vegetables (excluding brassica roots and brassica baby leaf crops)**	0,01 (*)	**0,01** (*)
0241000	(a) **flowering brassica**		
0241010	Broccoli		
0241020	Cauliflowers		
0241990	Others		
0242000	(b) **head brassica**		
0242010	Brussels sprouts		
0242020	Head cabbages		
0242990	Others		
0243000	(c) **leafy brassica**		
0243010	Chinese cabbages/pe-tsai		
0243020	Kales		
0243990	Others		
0244000	(d) **kohlrabies**		
0250000	**Leaf vegetables, herbs and edible flowers**		
0251000	(a) **lettuces and salad plants**	0,01 (*)	**0,01** (*)
0251010	Lamb's lettuces/corn salads		
0251020	Lettuces		
0251030	Escaroles/broad-leaved endives		
0251040	Cresses and other sprouts and shoots		
0251050	Land cresses		
0251060	Roman rocket/rucola		
0251070	Red mustards		
0251080	Baby leaf crops (including brassica species)		
0251990	Others		
0252000	(b) **spinaches and similar leaves**	0,01 (*)	**0,01** (*)
0252010	Spinaches		
0252020	Purslanes		
0252030	Chards/beet leaves		
0252990	Others		

(1)	(2)	(3)	(4)
0253000	(c) **grape leaves and similar species**	0,01 (*)	**0,01** (*)
0254000	(d) **watercresses**	0,01 (*)	**0,01** (*)
0255000	(e) **witloofs/Belgian endives**	0,01 (*)	**0,01** (*)
0256000	(f) **herbs and edible flowers**	**0,02** (*)	**0,02** (*)
0256010	Chervil		
0256020	Chives		
0256030	Celery leaves		
0256040	Parsley		
0256050	Sage		
0256060	Rosemary		
0256070	Thyme		
0256080	Basil and edible flowers		
0256090	Laurel/bay leave		
0256100	Tarragon		
0256990	Others		
0260000	**Legume vegetables**	0,01 (*)	**0,01** (*)
0260010	Beans (with pods)		
0260020	Beans (without pods)		
0260030	Peas (with pods)		
0260040	Peas (without pods)		
0260050	Lentils		
0260990	Others		
0270000	**Stem vegetables**	0,01 (*)	**0,01** (*)
0270010	Asparagus		
0270020	Cardoons		
0270030	Celeries		
0270040	Florence fennels		
0270050	Globe artichokes		
0270060	Leeks		
0270070	Rhubarbs		
0270080	Bamboo shoots		
0270090	Palm hearts		
0270990	Others		
0280000	**Fungi, mosses and lichens**	0,01 (*)	
0280010	Cultivated fungi		0,4
0280020	Wild fungi		**0,01** (*)
0280990	Mosses and lichens		**0,01** (*)

(1)	(2)	(3)	(4)
0290000	**Algae and prokaryotes organisms**	0,01 (*)	**0,01** (*)
0300000	**PULSES**	0,01 (*)	**0,01** (*)
0300010	Beans		
0300020	Lentils		
0300030	Peas		
0300040	Lupins/lupini beans		
0300990	Others		
0400000	**OILSEEDS AND OIL FRUITS**		**0,01** (*)
0401000	**Oilseeds**		
0401010	Linseeds	0,01 (*)	
0401020	Peanuts/groundnuts	0,01 (*)	
0401030	Poppy seeds	0,01 (*)	
0401040	Sesame seeds	0,01 (*)	
0401050	Sunflower seeds	0,3	
0401060	Rapeseeds/canola seeds	**0,05** (*)	
0401070	Soyabeans	0,01 (*)	
0401080	Mustard seeds	**0,05** (*)	
0401090	Cotton seeds	0,01 (*)	
0401100	Pumpkin seeds	0,01 (*)	
0401110	Safflower seeds	0,01 (*)	
0401120	Borage seeds	0,01 (*)	
0401130	Gold of pleasure seeds	0,01 (*)	
0401140	Hemp seeds	0,01 (*)	
0401150	Castor beans	0,01 (*)	
0401990	Others	0,01 (*)	
0402000	**Oil fruits**	0,01 (*)	
0402010	Olives for oil production		
0402020	Oil palms kernels		
0402030	Oil palms fruits		
0402040	Kapok		
0402990	Others		
0500000	**CEREALS**		
0500010	Barley	**0,01** (*)	**0,6**
0500020	Buckwheat and other pseudo-cereals	0,01 (*)	**0,01** (*)
0500030	Maize/corn	0,01 (*)	**0,01** (*)
0500040	Common millet/proso millet	0,01 (*)	**0,01** (*)

(1)	(2)	(3)	(4)
0500050	Oat	0,01 (*)	**0,6**
0500060	Rice	0,01 (*)	**0,01** (*)
0500070	Rye	0,08	**0,07**
0500080	Sorghum	0,01 (*)	**0,01** (*)
0500090	Wheat	**0,08**	**0,07**
0500990	Others	0,01 (*)	**0,01** (*)
0600000	**TEAS, COFFEE, HERBAL INFUSIONS, COCOA AND CAROBS**	**0,05** (*)	0,05 (*)
0610000	**Teas**		
0620000	**Coffee beans**		
0630000	**Herbal infusions from**		
0631000	(a) **flowers**		
0631010	Chamomile		
0631020	Hibiscus/roselle		
0631030	Rose		
0631040	Jasmine		
0631050	Lime/linden		
0631990	Others		
0632000	(b) **leaves and herbs**		
0632010	Strawberry		
0632020	Rooibos		
0632030	Mate/maté		
0632990	Others		
0633000	(c) **roots**		
0633010	Valerian		
0633020	Ginseng		
0633990	Others		
0639000	(d) **any other parts of the plant**		
0640000	**Cocoa beans**		
0650000	**Carobs/Saint John's breads**		
0700000	**HOPS**	**0,05** (*)	0,05 (*)
0800000	**SPICES**		
0810000	**Seed spices**	**0,05** (*)	0,05 (*)
0810010	Anise/aniseed		
0810020	Black caraway/black cumin		

(1)	(2)	(3)	(4)
0810030	Celery		
0810040	Coriander		
0810050	Cumin		
0810060	Dill		
0810070	Fennel		
0810080	Fenugreek		
0810090	Nutmeg		
0810990	Others		
0820000	**Fruit spices**	**0,05** (*)	0,05 (*)
0820010	Allspice/pimento		
0820020	Sichuan pepper		
0820030	Caraway		
0820040	Cardamom		
0820050	Juniper berry		
0820060	Peppercorn (black, green and white)		
0820070	Vanilla		
0820080	Tamarind		
0820990	Others		
0830000	**Bark spices**	**0,05** (*)	0,05 (*)
0830010	Cinnamon		
0830990	Others		
0840000	**Root and rhizome spices**		
0840010	Liquorice	**0,05** (*)	0,05 (*)
0840020	Ginger	**0,05** (*)	0,05 (*)
0840030	Turmeric/curcuma	**0,05** (*)	0,05 (*)
0840040	Horseradish	**(+)**	**(+)**
0840990	Others	**0,05** (*)	0,05 (*)
0850000	**Bud spices**	**0,05** (*)	0,05 (*)
0850010	Cloves		
0850020	Capers		
0850990	Others		
0860000	**Flower pistil spices**	**0,05** (*)	0,05 (*)
0860010	Saffron		
0860990	Others		
0870000	**Aril spices**	**0,05** (*)	0,05 (*)
0870010	Mace		
0870990	Others		

(1)	(2)	(3)	(4)
0900000	**SUGAR PLANTS**	0,01 (*)	**0,01** (*)
0900010	Sugar beet roots		
0900020	Sugar canes		
0900030	Chicory roots		
0900990	Others		
1000000	**PRODUCTS OF ANIMAL ORIGIN -TERRESTRIAL ANIMALS**		
1010000	**Tissues from**	**0,03** (*)	**0,01** (*)
1011000	(a) **swine**		
1011010	Muscle		
1011020	Fat tissue		
1011030	Liver		
1011040	Kidney		
1011050	Edible offals (other than liver and kidney)		
1011990	Others		
1012000	(b) **bovine**	**(+)**	
1012010	Muscle		
1012020	Fat tissue		
1012030	Liver		
1012040	Kidney		
1012050	Edible offals (other than liver and kidney)		
1012990	Others		
1013000	(c) **sheep**	**(+)**	
1013010	Muscle		
1013020	Fat tissue		
1013030	Liver		
1013040	Kidney		
1013050	Edible offals (other than liver and kidney)		
1013990	Others		
1014000	(d) **goat**	**(+)**	
1014010	Muscle		
1014020	Fat tissue		
1014030	Liver		
1014040	Kidney		
1014050	Edible offals (other than liver and kidney)		
1014990	Others		

(1)	(2)	(3)	(4)
1015000	(e) **equine**		
1015010	Muscle		
1015020	Fat tissue		
1015030	Liver		
1015040	Kidney		
1015050	Edible offals (other than liver and kidney)		
1015990	Others		
1016000	(f) **poultry**		
1016010	Muscle		
1016020	Fat tissue		
1016030	Liver		
1016040	Kidney		
1016050	Edible offals (other than liver and kidney)		
1016990	Others		
1017000	(g) **other farmed terrestrial animals**		
1017010	Muscle		
1017020	Fat tissue		
1017030	Liver		
1017040	Kidney		
1017050	Edible offals (other than liver and kidney)		
1017990	Others		
1020000	**Milk**	**0,01** (*) **(+)**	**0,01** (*)
1020010	Cattle		
1020020	Sheep		
1020030	Goat		
1020040	Horse		
1020990	Others		
1030000	**Birds eggs**	**0,02** (*)	**0,01** (*)
1030010	Chicken		
1030020	Duck		
1030030	Geese		
1030040	Quail		
1030990	Others		
1040000	**Honey and other apiculture products**	0,05 (*)	0,05 (*)
1050000	**Amphibians and Reptiles**	**0,03** (*)	**0,01** (*)

(1)	(2)	(3)	(4)
1060000	**Terrestrial invertebrate animals**	**0,03** (*)	**0,01** (*)
1070000	**Wild terrestrial vertebrate animals**	**0,03** (*)	**0,01** (*)

(*) Indicates lower limit of analytical determination

(**) Pesticide-code combination for which the MRL as set in Annex III Part B applies.

([a]) For the complete list of products of plant and animal origin to which MRLs apply, reference should be made to Annex I.

(F) = Fat soluble

Dimoxystrobin (R) (A)

(A) Footnote for residue definition: The EU reference labs identified the reference standard for 505M09 as commercially not available. When re-viewing the MRL, the Commission will take into account the commercial availability of the reference standard referred to in the first sentence by 1 July 2016, or, if that reference standard is not commercially available by that date, the unavailability of it.

(R) = The residue definition differs for the following combinations pesticide-code number:

Dimoxystrobin — code 1000000 except 1040000: 505M09, expressed as dimoxystrobin
Metabolite 505M09 = 3-({2-[(1E)-N-methoxy-2-(methylamino)-2-oxoethanimidoyl]benzyl}oxy)-4-methylbenzoic acid

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish

(+) The European Food Safety Authority identified some information on residue trials in grass and analytical methods as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

1012000 (b) bovine

1012010 Muscle

1012020 Fat tissue

1012030 Liver

1012040 Kidney

1012050 Edible offals (other than liver and kidney)

1012990 Others

1013000 (c) sheep

1013010 Muscle

1013020 Fat tissue

1013030 Liver

1013040 Kidney

1013050 Edible offals (other than liver and kidney)

1013990 Others

1014000 **(d) goat**

1014010 **Muscle**

1014020 **Fat tissue**

1014030 **Liver**

1014040 **Kidney**

1014050 **Edible offals (other than liver and kidney)**

1014990 **Others**

1020000 **Milk**

1020010 **Cattle**

1020020 **Sheep**

1020030 **Goat**

1020040 **Horse**

1020990 **Others**

Metrafenone (F)

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 **Horseradish'**

(b) The columns for azoxystrobin, fluroxypyr, methoxyfenozide and tribenuron-methyl are replaced by the following:

'Pesticide residues and maximum residue levels (mg/kg)

Code number	Groups and examples of individual products to which the MRLs apply [a]	Azoxystrobin	Fluroxypyr (sum of fluroxypyr, its salts, its esters, and its conjugates, expressed as fluroxypyr) (R) (A)	Methoxyfenozide (F)	Tribenuron-methyl
(1)	(2)	(3)	(4)	(5)	(6)
0100000	**FRUITS, FRESH or FROZEN; TREE NUTS**				0,01 (*)
0110000	**Citrus fruits**	15	**0,01** (*)	2	
0110010	Grapefruits				
0110020	Oranges				
0110030	Lemons				
0110040	Limes				

(1)	(2)	(3)	(4)	(5)	(6)
0110050	Mandarins				
0110990	Others				
0120000	**Tree nuts**		**0,01** (*)	**0,1**	
0120010	Almonds	**0,01**			
0120020	Brazil nuts	**0,01**			
0120030	Cashew nuts	**0,01**			
0120040	Chestnuts	**0,01**			
0120050	Coconuts	**0,01**			
0120060	Hazelnuts/cobnuts	**0,01**			
0120070	Macadamias	**0,01**			
0120080	Pecans	**0,01**			
0120090	Pine nut kernels	**0,01**			
0120100	Pistachios	1			
0120110	Walnuts	**0,01**			
0120990	Others	**0,01**			
0130000	**Pome fruits**	**0,01** (*)		2	
0130010	Apples		**0,05** (*) **(+)**		
0130020	Pears		**0,01** (*)		
0130030	Quinces		**0,01** (*)		
0130040	Medlars		**0,01** (*)		
0130050	Loquats/Japanese medlars		**0,01** (*)		
0130990	Others		**0,01** (*)		
0140000	**Stone fruits**	2	**0,01** (*)	**2**	
0140010	Apricots				
0140020	Cherries (sweet)				
0140030	Peaches				
0140040	Plums				
0140990	Others				
0150000	**Berries and small fruits**		**0,01** (*)		
0151000	(a) **grapes**	2		1	
0151010	Table grapes				
0151020	Wine grapes				
0152000	(b) **strawberries**	10		2	

(1)	(2)	(3)	(4)	(5)	(6)
0153000	(c) **cane fruits**	5		**0,01** (*)	
0153010	Blackberries				
0153020	Dewberries				
0153030	Raspberries (red and yellow)				
0153990	Others				
0154000	(d) **other small fruits and berries**				
0154010	Blueberries	5		4	
0154020	Cranberries	0,5		0,7	
0154030	Currants (black, red and white)	5		**0,01** (*)	
0154040	Gooseberries (green, red and yellow)	5		**0,01** (*)	
0154050	Rose hips	5		**0,01** (*)	
0154060	Mulberries (black and white)	5		**0,01** (*)	
0154070	Azaroles/Mediterranean medlars	**5**		**0,01** (*)	
0154080	Elderberries	5		**0,01** (*)	
0154990	Others	5		**0,01** (*)	
0160000	**Miscellaneous fruits with**		**0,01** (*)		
0161000	(a) **edible peel**			**0,01** (*)	
0161010	Dates	**0,01** (*)			
0161020	Figs	**0,01** (*)			
0161030	Table olives	**0,01** (*)			
0161040	Kumquats	**0,01** (*)			
0161050	Carambolas	0,1			
0161060	Kaki/Japanese persimmons	**0,01** (*)			
0161070	Jambuls/jambolans	**0,01** (*)			
0161990	Others	**0,01** (*)			
0162000	(b) **inedible peel, small**			**0,01** (*)	
0162010	Kiwi fruits (green, red, yellow)	**0,01** (*)			
0162020	Litchis/lychees	**0,01** (*)			
0162030	Passionfruits/maracujas	4			
0162040	Prickly pears/cactus fruits	**0,01** (*)			
0162050	Star apples/cainitos	**0,01** (*)			
0162060	American persimmons/Virginia kaki	**0,01** (*)			
0162990	Others	**0,01** (*)			

(1)	(2)	(3)	(4)	(5)	(6)
0163000	(c) **inedible peel, large**				
0163010	Avocados	**0,01** (*)		0,7	
0163020	Bananas	2		**0,01** (*)	
0163030	Mangoes	0,7		**0,01** (*)	
0163040	Papayas	0,3		1	
0163050	Granate apples/pomegranates	**0,01** (*)		0,6	
0163060	Cherimoyas	**0,01** (*)		**0,01** (*)	
0163070	Guavas	**0,01** (*)		**0,01** (*)	
0163080	Pineapples	**0,01** (*)		**0,01** (*)	
0163090	Breadfruits	**0,01** (*)		**0,01** (*)	
0163100	Durians	**0,01** (*)		**0,01** (*)	
0163110	Soursops/guanabanas	**0,01** (*)		**0,01** (*)	
0163990	Others	**0,01** (*)		**0,01** (*)	
0200000	**VEGETABLES, FRESH or FROZEN**				
0210000	**Root and tuber vegetables**		**0,01** (*)		0,01 (*)
0211000	(a) **potatoes**	**7**		**0,01** (*)	
0212000	(b) **tropical root and tuber vegetables**	1			
0212010	Cassava roots/manioc			**0,01** (*)	
0212020	Sweet potatoes			**0,02**	
0212030	Yams			**0,01** (*)	
0212040	Arrowroots			**0,01** (*)	
0212990	Others			**0,01** (*)	
0213000	(c) **other root and tuber vegetables except sugar beets**				
0213010	Beetroots	1		**0,01** (*)	
0213020	Carrots	1		0,5	
0213030	Celeriacs/turnip rooted celeries	1		**0,01** (*)	
0213040	Horseradishes	1		**0,01** (*)	
0213050	Jerusalem artichokes	1		**0,01** (*)	
0213060	Parsnips	1		**0,01** (*)	
0213070	Parsley roots/Hamburg roots parsley	1		**0,01** (*)	
0213080	Radishes	**1.5**		0,4	
0213090	Salsifies	1		**0,01** (*)	
0213100	Swedes/rutabagas	1		**0,01** (*)	
0213110	Turnips	1		**0,01** (*)	
0213990	Others	1		**0,01** (*)	

(1)	(2)	(3)	(4)	(5)	(6)
0220000	**Bulb vegetables**	10		**0,01** (*)	0,01 (*)
0220010	Garlic		**0,05** (*) **(+)**		
0220020	Onions		**0,05** (*) **(+)**		
0220030	Shallots		**0,05** (*) **(+)**		
0220040	Spring onions/green onions and Welsh onions		**0,01** (*)		
0220990	Others		**0,01** (*)		
0230000	**Fruiting vegetables**		**0,01** (*)		0,01 (*)
0231000	(a) **solanacea**	3			
0231010	Tomatoes			2	
0231020	Sweet peppers/bell peppers			**2**	
0231030	Aubergines/eggplants			**0,6 (+)**	
0231040	Okra/lady's fingers			**0,01** (*)	
0231990	Others			**0,01** (*)	
0232000	(b) **cucurbits with edible peel**	1		**0,3**	
0232010	Cucumbers				
0232020	Gherkins				
0232030	Courgettes				
0232990	Others				
0233000	(c) **cucurbits with inedible peel**	1			
0233010	Melons			**0,3**	
0233020	Pumpkins			**0,3**	
0233030	Watermelons			**0,01** (*)	
0233990	Others			**0,01** (*)	
0234000	(d) **sweet corn**	**0,01** (*)		0,02 (*)	
0239000	(e) **other fruiting vegetables**	**0,01** (*)		**0,01** (*)	
0240000	**Brassica vegetables (excluding brassica roots and brassica baby leaf crops)**		**0,01** (*)		0,01 (*)
0241000	(a) **flowering brassica**	5			
0241010	Broccoli			**3**	
0241020	Cauliflowers			**0,01** (*)	
0241990	Others			**0,01** (*)	

(1)	(2)	(3)	(4)	(5)	(6)
0242000	(b) **head brassica**	5		**0,01** (*)	
0242010	Brussels sprouts				
0242020	Head cabbages				
0242990	Others				
0243000	(c) **leafy brassica**	**6**		**0,01** (*)	
0243010	Chinese cabbages/pe-tsai				
0243020	Kales				
0243990	Others				
0244000	(d) **kohlrabies**	5		**0,01** (*)	
0250000	**Leaf vegetables, herbs and edible flowers**				
0251000	(a) **lettuces and salad plants**	15	**0,01** (*)		0,01 (*)
0251010	Lamb's lettuces/corn salads	**(+)**		4	
0251020	Lettuces			4	
0251030	Escaroles/broad-leaved endives	**(+)**		**0,01** (*)	
0251040	Cresses and other sprouts and shoots	**(+)**		4	
0251050	Land cresses	**(+)**		4	
0251060	Roman rocket/rucola	**(+)**		4	
0251070	Red mustards	**(+)**		4	
0251080	Baby leaf crops (including brassica species)	**(+)**		4	
0251990	Others			**0,01** (*)	
0252000	(b) **spinaches and similar leaves**	15	**0,01** (*)	4	0,01 (*)
0252010	Spinaches				
0252020	Purslanes				
0252030	Chards/beet leaves				
0252990	Others				
0253000	(c) **grape leaves and similar species**	**0,01** (*)	**0,01** (*)	**0,01** (*)	0,01 (*)
0254000	(d) **watercresses**	**0,01** (*)	**0,01** (*)	**0,01** (*)	0,01 (*)
0255000	(e) **witloofs/Belgian endives**	**0,3**	**0,01** (*)	**0,01** (*)	0,01 (*)
0256000	(f) **herbs and edible flowers**	**70**		4	**0,02** (*)
0256010	Chervil		**0,02** (*)		
0256020	Chives		**0,02** (*)		
0256030	Celery leaves		**0,02** (*)		

(1)	(2)	(3)	(4)	(5)	(6)
0256040	Parsley		**0,02** (*)		
0256050	Sage		**0,02** (*)		
0256060	Rosemary		**0,02** (*)		
0256070	Thyme		**0,05 (+)**		
0256080	Basil and edible flowers		**0,02** (*)		
0256090	Laurel/bay leave		**0,02** (*)		
0256100	Tarragon		**0,02** (*)		
0256990	Others		**0,02** (*)		
0260000	**Legume vegetables**	3	**0,01** (*)		0,01 (*)
0260010	Beans (with pods)			2	
0260020	Beans (without pods)			0,3	
0260030	Peas (with pods)			2	
0260040	Peas (without pods)			0,3	
0260050	Lentils			**0,01** (*)	
0260990	Others			**0,01** (*)	
0270000	**Stem vegetables**			**0,01** (*)	0,01 (*)
0270010	Asparagus	**0,01** (*)	**0,01** (*)		
0270020	Cardoons	15	**0,01** (*)		
0270030	Celeries	15	**0,01** (*)		
0270040	Florence fennels	10	**0,01** (*)		
0270050	Globe artichokes	5	**0,01** (*)		
0270060	Leeks	10	**0,3 (+)**		
0270070	Rhubarbs	0,6	**0,01** (*)		
0270080	Bamboo shoots	**0,01** (*)	**0,01** (*)		
0270090	Palm hearts	**0,01** (*)	**0,01** (*)		
0270990	Others	**0,01** (*)	**0,01** (*)		
0280000	**Fungi, mosses and lichens**	**0,01** (*)	**0,01** (*)	**0,01** (*)	0,01 (*)
0280010	Cultivated fungi				
0280020	Wild fungi				
0280990	Mosses and lichens				
0290000	**Algae and prokaryotes organisms**	**0,01** (*)	**0,01** (*)	**0,01** (*)	0,01 (*)
0300000	**PULSES**	**0,15**	**0,01** (*)		0,01 (*)
0300010	Beans			**0,5**	
0300020	Lentils			**0,01** (*)	
0300030	Peas			5	

(1)	(2)	(3)	(4)	(5)	(6)
0300040	Lupins/lupini beans			**0,01** (*)	
0300990	Others			**0,01** (*)	
0400000	**OILSEEDS AND OIL FRUITS**		**0,01** (*)		0,01 (*)
0401000	**Oilseeds**				
0401010	Linseeds	**0,01** (*)		**0,01** (*)	
0401020	Peanuts/groundnuts	0,2		**0,03**	
0401030	Poppy seeds	**0,5**		**0,01** (*)	
0401040	Sesame seeds	**0,01** (*)		**0,01** (*)	
0401050	Sunflower seeds	0,5		**0,01** (*)	
0401060	Rapeseeds/canola seeds	0,5		**0,01** (*)	
0401070	Soyabeans	0,5		**0,01** (*)	
0401080	Mustard seeds	**0,5**		**0,01** (*)	
0401090	Cotton seeds	0,7		**7**	
0401100	Pumpkin seeds	**0,01** (*)		**0,01** (*)	
0401110	Safflower seeds	**0,01** (*)		**0,01** (*)	
0401120	Borage seeds	**0,01** (*)		**0,01** (*)	
0401130	Gold of pleasure seeds	**0,5**		**0,01** (*)	
0401140	Hemp seeds	**0,01** (*)		**0,01** (*)	
0401150	Castor beans	**0,01** (*)		**0,01** (*)	
0401990	Others	**0,01** (*)		**0,01** (*)	
0402000	**Oil fruits**	**0,01** (*)		**0,01** (*)	
0402010	Olives for oil production				
0402020	Oil palms kernels				
0402030	Oil palms fruits				
0402040	Kapok				
0402990	Others				
0500000	**CEREALS**				0,01 (*)
0500010	Barley	**1.5**	**0,1** (+)	**0,01** (*)	
0500020	Buckwheat and other pseudo-cereals	**0,01** (*)	**0,01** (*)	**0,01** (*)	
0500030	Maize/corn	**0,02**	**0,05** (*) (+)	**0,02** (*)	
0500040	Common millet/proso millet	**0,01** (*)	**0,01** (*)	**0,01** (*)	
0500050	Oat	**1.5**	**0,1** (+)	**0,01** (*)	
0500060	Rice	5	**0,01** (*)	**0,01** (*)	
0500070	Rye	**0,5**	**0,1** (+)	**0,01** (*)	

(1)	(2)	(3)	(4)	(5)	(6)
0500080	Sorghum	**10**	**0,05** (*) **(+)**	**0,01** (*)	
0500090	Wheat	**0,5**	**0,1 (+)**	**0,01** (*)	
0500990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	
0600000	**TEAS, COFFEE, HERBAL INFUSIONS, COCOA AND CAROBS**			0,05 (*)	**0,05** (*)
0610000	**Teas**	**0,05** (*)	**0,05** (*)		
0620000	**Coffee beans**	**0,03**	**0,05** (*)		
0630000	**Herbal infusions from**				
0631000	(a) **flowers**	**60**	**2 (+)**		
0631010	Chamomile				
0631020	Hibiscus/roselle				
0631030	Rose				
0631040	Jasmine				
0631050	Lime/linden				
0631990	Others				
0632000	(b) **leaves and herbs**	**60**	**0,05** (*)		
0632010	Strawberry				
0632020	Rooibos				
0632030	Mate/maté				
0632990	Others				
0633000	(c) **roots**	**0,3**	**0,05** (*)		
0633010	Valerian				
0633020	Ginseng				
0633990	Others				
0639000	(d) **any other parts of the plant**	**0,05** (*)	**0,05** (*)		
0640000	**Cocoa beans**	**0,05** (*)	**0,05** (*)		
0650000	**Carobs/Saint John's breads**	**0,05** (*)	**0,05** (*)		
0700000	**HOPS**	30	**0,05** (*)	0,05 (*)	**0,05** (*)
0800000	**SPICES**				
0810000	**Seed spices**	0,3	**0,05** (*)	0,05 (*)	**0,05** (*)
0810010	Anise/aniseed				
0810020	Black caraway/black cumin				

(1)	(2)	(3)	(4)	(5)	(6)
0810030	Celery				
0810040	Coriander				
0810050	Cumin				
0810060	Dill				
0810070	Fennel				
0810080	Fenugreek				
0810090	Nutmeg				
0810990	Others				
0820000	**Fruit spices**	0,3	**0,05** (*)	0,05 (*)	**0,05** (*)
0820010	Allspice/pimento				
0820020	Sichuan pepper				
0820030	Caraway				
0820040	Cardamom				
0820050	Juniper berry				
0820060	Peppercorn (black, green and white)				
0820070	Vanilla				
0820080	Tamarind				
0820990	Others				
0830000	**Bark spices**	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0830010	Cinnamon				
0830990	Others				
0840000	**Root and rhizome spices**				
0840010	Liquorice	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0840020	Ginger	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0840030	Turmeric/curcuma	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0840040	Horseradish	(+)	**(+)**	(+)	**(+)**
0840990	Others	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0850000	**Bud spices**	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0850010	Cloves				
0850020	Capers				
0850990	Others				
0860000	**Flower pistil spices**	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0860010	Saffron				
0860990	Others				

(1)	(2)	(3)	(4)	(5)	(6)
0870000	**Aril spices**	**0,05** (*)	**0,05** (*)	0,05 (*)	**0,05** (*)
0870010	Mace				
0870990	Others				
0900000	**SUGAR PLANTS**				0,01 (*)
0900010	Sugar beet roots	**0,2**	**0,01** (*)	0,3	
0900020	Sugar canes	**0,01** (*)	**0,05** (*) **(+)**	**0,01** (*)	
0900030	Chicory roots	**0,09**	**0,01** (*)	**0,01** (*)	
0900990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1000000	**PRODUCTS OF ANIMAL ORIGIN -TERRESTRIAL ANIMALS**				
1010000	**Tissues from**				**0,01** (*)
1011000	(a) **swine**	(+)	(+)	(+)	
1011010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1011020	Fat tissue	**0,05**	**0,04**	**0,3**	
1011030	Liver	**0,07**	**0,04**	**0,2**	
1011040	Kidney	**0,07**	**0,06**	**0,2**	
1011050	Edible offals (other than liver and kidney)	**0,07**	**0,06**	**0,2**	
1011990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1012000	(b) **bovine**	(+)	(+)	(+)	
1012010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1012020	Fat tissue	**0,05**	**0,06**	**0,3**	
1012030	Liver	**0,07**	**0,07**	**0,2**	
1012040	Kidney	**0,07**	**0,3**	**0,2**	
1012050	Edible offals (other than liver and kidney)	**0,07**	**0,3**	**0,2**	
1012990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1013000	(c) **sheep**	(+)	(+)	(+)	
1013010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1013020	Fat tissue	**0,05**	**0,06**	**0,3**	
1013030	Liver	**0,07**	**0,07**	**0,2**	
1013040	Kidney	**0,07**	**0,3**	**0,2**	
1013050	Edible offals (other than liver and kidney)	**0,07**	**0,3**	**0,2**	
1013990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	

(1)	(2)	(3)	(4)	(5)	(6)
1014000	(d) **goat**	(+)	(+)	(+)	
1014010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1014020	Fat tissue	**0,05**	**0,06**	**0,3**	
1014030	Liver	**0,07**	**0,07**	**0,2**	
1014040	Kidney	**0,07**	**0,3**	**0,2**	
1014050	Edible offals (other than liver and kidney)	**0,07**	**0,3**	**0,2**	
1014990	Others	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1015000	(e) **equine**				
1015010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1015020	Fat tissue	**0,05**	**0,06**	0,3	
1015030	Liver	0,07	**0,07**	0,2	
1015040	Kidney	0,07	**0,3**	0,2	
1015050	Edible offals (other than liver and kidney)	0,07	**0,3**	0,2	
1015990	Others	**0,01** (*)	**0,01** (*)	0,01 (*)	
1016000	(f) **poultry**	**0,01** (*) **(+)**	**0,01** (*)	0,01 (*)	
1016010	Muscle			**(+)**	
1016020	Fat tissue			**(+)**	
1016030	Liver			**(+)**	
1016040	Kidney				
1016050	Edible offals (other than liver and kidney)				
1016990	Others				
1017000	(g) **other farmed terrestrial animals**				
1017010	Muscle	**0,01** (*)	**0,01** (*)	**0,01** (*)	
1017020	Fat tissue	**0,05**	**0,06**	0,3	
1017030	Liver	0,07	**0,07**	0,2	
1017040	Kidney	0,07	**0,3**	0,2	
1017050	Edible offals (other than liver and kidney)	0,07	**0,3**	0,2	
1017990	Others	**0,01** (*)	**0,01** (*)	0,01 (*)	
1020000	**Milk**	**0,01** (*) **(+)**	**0,06 (+)**	**0,05 (+)**	**0,01** (*)
1020010	Cattle				
1020020	Sheep				
1020030	Goat				
1020040	Horse				
1020990	Others				

(1)	(2)	(3)	(4)	(5)	(6)
1030000	**Birds eggs**	**0,01** (*) **(+)**	**0,01** (*)	**0,01** (*) **(+)**	**0,01** (*)
1030010	Chicken				
1030020	Duck				
1030030	Geese				
1030040	Quail				
1030990	Others				
1040000	**Honey and other apiculture products**	0,05 (*)	0,05 (*)	0,05 (*)	**0,05** (*)
1050000	**Amphibians and Reptiles**	0,01 (*)	**0,01** (*)	0,01 (*)	**0,01** (*)
1060000	**Terrestrial invertebrate animals**	0,01 (*)	**0,01** (*)	0,01 (*)	**0,01** (*)
1070000	**Wild terrestrial vertebrate animals**	0,01 (*)	**0,01** (*)	0,01 (*)	**0,01** (*)

(*) Indicates lower limit of analytical determination

(**) Pesticide-code combination for which the MRL as set in Annex III Part B applies.

([a]) For the complete list of products of plant and animal origin to which MRLs apply, reference should be made to Annex I.

(F) = Fat soluble

Azoxystrobin

(+) The European Food Safety Authority identified some information on residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0251010 Lamb's lettuces/corn salads

0251030 Escaroles/broad-leaved endives

0251040 Cresses and other sprouts and shoots

0251050 Land cresses

0251060 Roman rocket/rucola

0251070 Red mustards

0251080 Baby leaf crops (including brassica species)

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish

(+) The European Food Safety Authority identified some information on toxicity of metabolites as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

1011000 (a) swine

1011010 Muscle

1011020 Fat tissue

1011030	**Liver**
1011040	**Kidney**
1011050	**Edible offals (other than liver and kidney)**
1011990	**Others**
1012000	**(b) bovine**
1012010	**Muscle**
1012020	**Fat tissue**
1012030	**Liver**
1012040	**Kidney**
1012050	**Edible offals (other than liver and kidney)**
1012990	**Others**
1013000	**(c) sheep**
1013010	**Muscle**
1013020	**Fat tissue**
1013030	**Liver**
1013040	**Kidney**
1013050	**Edible offals (other than liver and kidney)**
1013990	**Others**
1014000	**(d) goat**
1014010	**Muscle**
1014020	**Fat tissue**
1014030	**Liver**
1014040	**Kidney**
1014050	**Edible offals (other than liver and kidney)**
1014990	**Others**
1016000	**(f) poultry**
1016010	**Muscle**
1016020	**Fat tissue**
1016030	**Liver**
1016040	**Kidney**
1016050	**Edible offals (other than liver and kidney)**
1016990	**Others**
1020000	**Milk**
1020010	**Cattle**
1020020	**Sheep**

1020030 Goat

1020040 Horse

1020990 Others

1030000 Birds eggs

1030010 Chicken

1030020 Duck

1030030 Geese

1030040 Quail

1030990 Others

Fluroxypyr (sum of fluroxypyr, its salts, its esters, and its conjugates, expressed as fluroxypyr) (R) (A)

(A) Footnote for residue defintion: The EU reference labs identified the reference standard for fluroxypyr conjugates as commercially not available. When re-viewing the MRL, the Commission will take into account the commercial availability of the reference standard referred to in the first sentence by 1 July 2016, or, if that reference standard is not commercially available by that date, the unavailability of it.

(R) = The residue definition differs for the following combinations pesticide-code number:

Fluroxypyr — code 1000000 except 1040000: Fluroxypyr (sum of fluroxypyr and its salts, expressed as fluroxypyr)

(+) The European Food Safety Authority identified some information on analytical methods, storage stability, PHI and residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0130010 Apples

(+) The European Food Safety Authority identified some information on analytical methods, metabolism, PHI and residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0220010 Garlic

(+) The European Food Safety Authority identified some information on analytical methods, metabolism, storage stability and residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0220020 Onions

(+) The European Food Safety Authority identified some information on analytical methods, metabolism, PHI and residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0220030 Shallots

(+) The European Food Safety Authority identified some information on the analytical method used in the residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0256070 Thyme

(+) The European Food Safety Authority identified some information on analytical methods,metabolism and the analytical method used in the residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0270060 Leeks

(+) The European Food Safety Authority identified some information on analytical methods and the analytical method used in the residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0500010 Barley

0500030 Maize/corn

0500050 Oat

0500070 Rye

0500080 Sorghum

0500090 Wheat

(+) The European Food Safety Authority identified some information on the analytical method used in the residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0631000 (a) flowers

0631010 Chamomile

0631020 Hibiscus/roselle

0631030 Rose

0631040 Jasmine

0631050 Lime/linden

0631990 Others

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish

(+) The European Food Safety Authority identified some information on analytical methods and the analytical method used in the residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0900020 Sugar canes

(+) The European Food Safety Authority identified some information on storage stability and metabolism as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

1011000 (a) swine

1011010 Muscle

1011020 Fat tissue

1011030 Liver

1011040 Kidney

1011050 Edible offals (other than liver and kidney)

1011990 Others

1012000 (b) bovine

1012010 Muscle

1012020 Fat tissue

1012030 Liver

1012040 Kidney

1012050 Edible offals (other than liver and kidney)

1012990 Others

1013000 (c) sheep

1013010 Muscle

1013020 Fat tissue

1013030 Liver

1013040 Kidney

1013050 Edible offals (other than liver and kidney)

1013990 Others

1014000 (d) goat

1014010 Muscle

1014020 Fat tissue

1014030 Liver

1014040 Kidney

1014050 Edible offals (other than liver and kidney)

1014990 Others

1020000 Milk

1020010 Cattle

1020020 Sheep

1020030 Goat

1020040 Horse

1020990 Others

Methoxyfenozide (F)

(+) The European Food Safety Authority identified some information on residue trials as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

0231030 Aubergines/eggplants

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish

(+) The European Food Safety Authority identified some information on analytical methods as unavailable. When re-viewing the MRL, the Commission will take into account the information referred to in the first sentence, if it is submitted by 1 July 2017, or, if that information is not submitted by that date, the lack of it.

1011000 (a) swine

1011010 Muscle

1011020 Fat tissue

1011030 Liver

1011040 Kidney

1011050 Edible offals (other than liver and kidney)

1011990 Others

1012000 (b) bovine

1012010 Muscle

1012020 Fat tissue

1012030 Liver

1012040 Kidney

1012050 Edible offals (other than liver and kidney)

1012990 Others

1013000 (c) sheep

1013010 Muscle

1013020 Fat tissue

1013030 Liver

1013040 Kidney

1013050 Edible offals (other than liver and kidney)

1013990 Others

1014000 (d) goat

1014010 Muscle

1014020 Fat tissue

1014030 Liver

1014040 Kidney

1014050 Edible offals (other than liver and kidney)

1014990 Others

1016010 Muscle

1016020 Fat tissue

1016030 Liver

1020000 Milk

1020010 Cattle

1020020 Sheep

1020030 Goat

1020040 Horse

1020990 Others

1030000 Birds eggs

1030010 Chicken

1030020 Duck

1030030 Geese

1030040 Quail

1030990 Others

Tribenuron-methyl

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish'

(c) The column for oxadiargyl is deleted.

(2) Annex III is amended as follows:

(a) In Part A the columns for dimoxystrobin and metrafenone are deleted.

(b) In Part B the columns for azoxystrobin, fluroxypyr, methoxyfenozide, oxadiargyl and tribenuron-methyl are deleted.

(3) In Annex V, the following column for oxadiargyl is added:

'Pesticide residues and maximum residue levels (mg/kg)

Code number	Groups and examples of individual products to which the MRLs apply [a]	Oxadiargyl
(1)	(2)	(3)
0100000	**FRUITS, FRESH or FROZEN; TREE NUTS**	0,01 (*)
0110000	**Citrus fruits**	
0110010	Grapefruits	
0110020	Oranges	
0110030	Lemons	
0110040	Limes	

(1)	(2)	(3)
0110050	Mandarins	
0110990	Others	
0120000	**Tree nuts**	
0120010	Almonds	
0120020	Brazil nuts	
0120030	Cashew nuts	
0120040	Chestnuts	
0120050	Coconuts	
0120060	Hazelnuts/cobnuts	
0120070	Macadamias	
0120080	Pecans	
0120090	Pine nut kernels	
0120100	Pistachios	
0120110	Walnuts	
0120990	Others	
0130000	**Pome fruits**	
0130010	Apples	
0130020	Pears	
0130030	Quinces	
0130040	Medlars	
0130050	Loquats/Japanese medlars	
0130990	Others	
0140000	**Stone fruits**	
0140010	Apricots	
0140020	Cherries (sweet)	
0140030	Peaches	
0140040	Plums	
0140990	Others	
0150000	**Berries and small fruits**	
0151000	(a) **grapes**	
0151010	Table grapes	
0151020	Wine grapes	

(1)	(2)	(3)
0152000	(b) **strawberries**	
0153000	(c) **cane fruits**	
0153010	Blackberries	
0153020	Dewberries	
0153030	Raspberries (red and yellow)	
0153990	Others	
0154000	(d) **other small fruits and berries**	
0154010	Blueberries	
0154020	Cranberries	
0154030	Currants (black, red and white)	
0154040	Gooseberries (green, red and yellow)	
0154050	Rose hips	
0154060	Mulberries (black and white)	
0154070	Azaroles/Mediterranean medlars	
0154080	Elderberries	
0154990	Others	
0160000	**Miscellaneous fruits with**	
0161000	(a) **edible peel**	
0161010	Dates	
0161020	Figs	
0161030	Table olives	
0161040	Kumquats	
0161050	Carambolas	
0161060	Kaki/Japanese persimmons	
0161070	Jambuls/jambolans	
0161990	Others	
0162000	(b) **inedible peel, small**	
0162010	Kiwi fruits (green, red, yellow)	
0162020	Litchis/lychees	
0162030	Passionfruits/maracujas	
0162040	Prickly pears/cactus fruits	
0162050	Star apples/cainitos	
0162060	American persimmons/Virginia kaki	
0162990	Others	

(1)	(2)	(3)
0163000	(c) **inedible peel, large**	
0163010	Avocados	
0163020	Bananas	
0163030	Mangoes	
0163040	Papayas	
0163050	Granate apples/pomegranates	
0163060	Cherimoyas	
0163070	Guavas	
0163080	Pineapples	
0163090	Breadfruits	
0163100	Durians	
0163110	Soursops/guanabanas	
0163990	Others	
0200000	**VEGETABLES, FRESH or FROZEN**	
0210000	**Root and tuber vegetables**	0,01 (*)
0211000	(a) **potatoes**	
0212000	(b) **tropical root and tuber vegetables**	
0212010	Cassava roots/manioc	
0212020	Sweet potatoes	
0212030	Yams	
0212040	Arrowroots	
0212990	Others	
0213000	(c) **other root and tuber vegetables except sugar beets**	
0213010	Beetroots	
0213020	Carrots	
0213030	Celeriacs/turnip rooted celeries	
0213040	Horseradishes	
0213050	Jerusalem artichokes	
0213060	Parsnips	
0213070	Parsley roots/Hamburg roots parsley	
0213080	Radishes	

(1)	(2)	(3)
0213090	Salsifies	
0213100	Swedes/rutabagas	
0213110	Turnips	
0213990	Others	
0220000	**Bulb vegetables**	0,01 (*)
0220010	Garlic	
0220020	Onions	
0220030	Shallots	
0220040	Spring onions/green onions and Welsh onions	
0220990	Others	
0230000	**Fruiting vegetables**	0,01 (*)
0231000	(a) **solanacea**	
0231010	Tomatoes	
0231020	Sweet peppers/bell peppers	
0231030	Aubergines/eggplants	
0231040	Okra/lady's fingers	
0231990	Others	
0232000	(b) **cucurbits with edible peel**	
0232010	Cucumbers	
0232020	Gherkins	
0232030	Courgettes	
0232990	Others	
0233000	(c) **cucurbits with inedible peel**	
0233010	Melons	
0233020	Pumpkins	
0233030	Watermelons	
0233990	Others	
0234000	(d) **sweet corn**	
0239000	(e) **other fruiting vegetables**	

(1)	(2)	(3)
0240000	**Brassica vegetables (excluding brassica roots and brassica baby leaf crops)**	0,01 (*)
0241000	(a) **flowering brassica**	
0241010	Broccoli	
0241020	Cauliflowers	
0241990	Others	
0242000	(b) **head brassica**	
0242010	Brussels sprouts	
0242020	Head cabbages	
0242990	Others	
0243000	(c) **leafy brassica**	
0243010	Chinese cabbages/pe-tsai	
0243020	Kales	
0243990	Others	
0244000	(d) **kohlrabies**	
0250000	**Leaf vegetables, herbs and edible flowers**	
0251000	(a) **lettuces and salad plants**	0,01 (*)
0251010	Lamb's lettuces/corn salads	
0251020	Lettuces	
0251030	Escaroles/broad-leaved endives	
0251040	Cresses and other sprouts and shoots	
0251050	Land cresses	
0251060	Roman rocket/rucola	
0251070	Red mustards	
0251080	Baby leaf crops (including brassica species)	
0251990	Others	
0252000	(b) **spinaches and similar leaves**	0,01 (*)
0252010	Spinaches	
0252020	Purslanes	
0252030	Chards/beet leaves	
0252990	Others	

(1)	(2)	(3)
0253000	(c) **grape leaves and similar species**	0,01 (*)
0254000	(d) **watercresses**	0,01 (*)
0255000	(e) **witloofs/Belgian endives**	0,01 (*)
0256000	(f) **herbs and edible flowers**	**0,02** (*)
0256010	Chervil	
0256020	Chives	
0256030	Celery leaves	
0256040	Parsley	
0256050	Sage	
0256060	Rosemary	
0256070	Thyme	
0256080	Basil and edible flowers	
0256090	Laurel/bay leave	
0256100	Tarragon	
0256990	Others	
0260000	**Legume vegetables**	0,01 (*)
0260010	Beans (with pods)	
0260020	Beans (without pods)	
0260030	Peas (with pods)	
0260040	Peas (without pods)	
0260050	Lentils	
0260990	Others	
0270000	**Stem vegetables**	0,01 (*)
0270010	Asparagus	
0270020	Cardoons	
0270030	Celeries	
0270040	Florence fennels	
0270050	Globe artichokes	
0270060	Leeks	
0270070	Rhubarbs	
0270080	Bamboo shoots	
0270090	Palm hearts	
0270990	Others	

(1)	(2)	(3)
0280000	**Fungi, mosses and lichens**	0,01 (*)
0280010	Cultivated fungi	
0280020	Wild fungi	
0280990	Mosses and lichens	
0290000	**Algae and prokaryotes organisms**	0,01 (*)
0300000	**PULSES**	0,01 (*)
0300010	Beans	
0300020	Lentils	
0300030	Peas	
0300040	Lupins/lupini beans	
0300990	Others	
0400000	**OILSEEDS AND OIL FRUITS**	0,01 (*)
0401000	**Oilseeds**	
0401010	Linseeds	
0401020	Peanuts/groundnuts	
0401030	Poppy seeds	
0401040	Sesame seeds	
0401050	Sunflower seeds	
0401060	Rapeseeds/canola seeds	
0401070	Soyabeans	
0401080	Mustard seeds	
0401090	Cotton seeds	
0401100	Pumpkin seeds	
0401110	Safflower seeds	
0401120	Borage seeds	
0401130	Gold of pleasure seeds	
0401140	Hemp seeds	
0401150	Castor beans	
0401990	Others	
0402000	**Oil fruits**	
0402010	Olives for oil production	
0402020	Oil palms kernels	
0402030	Oil palms fruits	

(1)	(2)	(3)
0402040	Kapok	
0402990	Others	
0500000	**CEREALS**	0,01 (*)
0500010	Barley	
0500020	Buckwheat and other pseudo-cereals	
0500030	Maize/corn	
0500040	Common millet/proso millet	
0500050	Oat	
0500060	Rice	
0500070	Rye	
0500080	Sorghum	
0500090	Wheat	
0500990	Others	
0600000	**TEAS, COFFEE, HERBAL INFUSIONS, COCOA AND CAROBS**	0,05 (*)
0610000	**Teas**	
0620000	**Coffee beans**	
0630000	**Herbal infusions from**	
0631000	(a) **flowers**	
0631010	Chamomile	
0631020	Hibiscus/roselle	
0631030	Rose	
0631040	Jasmine	
0631050	Lime/linden	
0631990	Others	
0632000	(b) **leaves and herbs**	
0632010	Strawberry	
0632020	Rooibos	
0632030	Mate/maté	
0632990	Others	
0633000	(c) **roots**	
0633010	Valerian	
0633020	Ginseng	
0633990	Others	

(1)	(2)	(3)
0639000	(d) **any other parts of the plant**	
0640000	**Cocoa beans**	
0650000	**Carobs/Saint John's breads**	
0700000	**HOPS**	0,05 (*)
0800000	**SPICES**	
0810000	**Seed spices**	0,05 (*)
0810010	Anise/aniseed	
0810020	Black caraway/black cumin	
0810030	Celery	
0810040	Coriander	
0810050	Cumin	
0810060	Dill	
0810070	Fennel	
0810080	Fenugreek	
0810090	Nutmeg	
0810990	Others	
0820000	**Fruit spices**	0,05 (*)
0820010	Allspice/pimento	
0820020	Sichuan pepper	
0820030	Caraway	
0820040	Cardamom	
0820050	Juniper berry	
0820060	Peppercorn (black, green and white)	
0820070	Vanilla	
0820080	Tamarind	
0820990	Others	
0830000	**Bark spices**	0,05 (*)
0830010	Cinnamon	
0830990	Others	
0840000	**Root and rhizome spices**	
0840010	Liquorice	0,05 (*)
0840020	Ginger	0,05 (*)

(1)	(2)	(3)
0840030	Turmeric/curcuma	0,05 (*)
0840040	Horseradish	**(+)**
0840990	Others	0,05 (*)
0850000	**Bud spices**	0,05 (*)
0850010	Cloves	
0850020	Capers	
0850990	Others	
0860000	**Flower pistil spices**	0,05 (*)
0860010	Saffron	
0860990	Others	
0870000	**Aril spices**	0,05 (*)
0870010	Mace	
0870990	Others	
0900000	**SUGAR PLANTS**	0,01 (*)
0900010	Sugar beet roots	
0900020	Sugar canes	
0900030	Chicory roots	
0900990	Others	
1000000	**PRODUCTS OF ANIMAL ORIGIN -TERRESTRIAL ANIMALS**	
1010000	**Tissues from**	**0,01** (*)
1011000	(a) **swine**	
1011010	Muscle	
1011020	Fat tissue	
1011030	Liver	
1011040	Kidney	
1011050	Edible offals (other than liver and kidney)	
1011990	Others	
1012000	(b) **bovine**	
1012010	Muscle	
1012020	Fat tissue	
1012030	Liver	

(1)	(2)	(3)
1012040	Kidney	
1012050	Edible offals (other than liver and kidney)	
1012990	Others	
1013000	(c) **sheep**	
1013010	Muscle	
1013020	Fat tissue	
1013030	Liver	
1013040	Kidney	
1013050	Edible offals (other than liver and kidney)	
1013990	Others	
1014000	(d) **goat**	
1014010	Muscle	
1014020	Fat tissue	
1014030	Liver	
1014040	Kidney	
1014050	Edible offals (other than liver and kidney)	
1014990	Others	
1015000	(e) **equine**	
1015010	Muscle	
1015020	Fat tissue	
1015030	Liver	
1015040	Kidney	
1015050	Edible offals (other than liver and kidney)	
1015990	Others	
1016000	(f) **poultry**	
1016010	Muscle	
1016020	Fat tissue	
1016030	Liver	
1016040	Kidney	
1016050	Edible offals (other than liver and kidney)	
1016990	Others	
1017000	(g) **other farmed terrestrial animals**	
1017010	Muscle	
1017020	Fat tissue	

(1)	(2)	(3)
1017030	Liver	
1017040	Kidney	
1017050	Edible offals (other than liver and kidney)	
1017990	Others	
1020000	**Milk**	**0,01** (*)
1020010	Cattle	
1020020	Sheep	
1020030	Goat	
1020040	Horse	
1020990	Others	
1030000	**Birds eggs**	**0,01** (*)
1030010	Chicken	
1030020	Duck	
1030030	Geese	
1030040	Quail	
1030990	Others	
1040000	**Honey and other apiculture products**	**0,05** (*)
1050000	**Amphibians and Reptiles**	**0,01** (*)
1060000	**Terrestrial invertebrate animals**	**0,01** (*)
1070000	**Wild terrestrial vertebrate animals**	**0,01** (*)

(*) Indicates lower limit of analytical determination

([a]) For the complete list of products of plant and animal origin to which MRLs apply, reference should be made to Annex I.

Oxadiargyl

(+) The applicable maximum residue level for horseradish (Armoracia rusticana) in the spice group (code 0840040) is the one set for horseradish (Armoracia rusticana) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish'

COMMISSION REGULATION (EU) 2015/1041

of 30 June 2015

refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods ([1]), and in particular Article 18(5) thereof,

Whereas:

(1) Pursuant to Regulation (EC) No 1924/2006 health claims made on foods are prohibited unless they are authorised by the Commission in accordance with that Regulation and included in a list of permitted claims.

(2) Regulation (EC) No 1924/2006 also provides that applications for authorisations of health claims may be submitted by food business operators to the national competent authority of a Member State. The national competent authority is to forward valid applications to the European Food Safety Authority (EFSA), hereinafter referred to as 'the Authority', for a scientific assessment, as well as to the Commission and the Member States for information.

(3) The Authority is to deliver an opinion on the health claim concerned.

(4) The Commission is to decide on the authorisation of health claims taking into account the opinion delivered by the Authority.

(5) Following an application from Biocodex, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of citrulline-malate and faster recovery from muscle fatigue after exercise (Question No EFSA-Q-2013-00659 ([2])). The claim proposed by the applicant was worded as follows: 'Maintenance of ATP levels through reduction of lactates in excess for an improved recovery from muscle fatigue'.

(6) On 5 May 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that a health claim on citrulline-malate and faster recovery from muscle fatigue after exercise pursuant to Article 13(5) of Regulation (EC) No 1924/2006 had already been assessed by the Authority with an unfavourable outcome (Question No EFSA-Q-2011-00931 ([3])). The additional information submitted by the applicant, in the context of Question No EFSA-Q-2013-00659, did not provide evidence that could be used for the scientific substantiation of the claim. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

(7) Following an application from Comvita New Zealand Limited, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of olive (*Olea europaea* L.) leaf water extract and increase in glucose tolerance (Question No EFSA-Q-2013-00783 ([4])). The claim proposed by the applicant was worded as follows: 'Daily intake of supplemental olive leaf extract polyphenols contributes to the reduction of the blood glucose rise after meals'.

(8) On 5 May 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that on the basis of the data presented, the scientific evidence is insufficient to establish a cause and effect relationship between the consumption of olive leaf water extract and increase in glucose tolerance. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

([1]) OJ L 404, 30.12.2006, p. 9.
([2]) EFSA Journal 2014;12(5):3650.
([3]) EFSA Journal 2012;10(5):2699.
([4]) EFSA Journal 2014;12(5):3655.

(9) Following an application from Naturex SA, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of Pacran® and defence against bacterial pathogens in the lower urinary tract (Question No EFSA-Q-2013-00889 ([1])). The claim proposed by the applicant was worded as follows: 'Pacran® helps to inhibit the adhesion of P-fimbriated E. coli to the urinary tract cells'.

(10) On 5 May 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that on the basis of the data presented, a cause and effect relationship had not been established between the consumption of Pacran® and defence against bacterial pathogens in the lower urinary tract. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

(11) Following an application from PiLeJe, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of a combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104 and reducing intestinal discomfort (Question No EFSA-Q-2013-00892 ([2])). The claim proposed by the applicant was worded, inter alia, as follows: 'improves intestinal comfort'.

(12) On 5 May 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that on the basis of the data presented, a cause and effect relationship had not been established between the consumption of a combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104 and reducing gastro-intestinal discomfort. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

(13) Following an application from PiLeJe, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of a combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104 and improvement of bowel function by increasing stool frequency (Question No EFSA-Q-2013-00893 ([3])). The claim proposed by the applicant was worded, inter alia, as follows: 'regulates your (intestinal) transit'.

(14) On 5 May 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that on the basis of the data presented, a cause and effect relationship had not been established between the consumption of a combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104 and improvement of bowel function by increasing stool frequency. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

(15) Following an application from DoubleGood AB, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of a combination of L-threonine, L-valine, L-leucine, L-isoleucine, L-lysine plus chromium picolinate and reduction of post-prandial glycaemic responses (Question No EFSA-Q-2013-00756 ([4])). The claim proposed by the applicant was worded as follows: 'Contributes to the reduction of the blood glucose rise when consumed together with a carbohydrate rich meal'.

(16) On 16 July 2014, the Commission and the Member States received the scientific opinion from the Authority, in which it was stated that the applicant did not provide any evidence that a reduction in post-prandial blood glucose responses achieved by an increase in insulin secretion is a beneficial physiological effect. Consequently, the Authority concluded that, on the basis of the data presented, a cause and effect relationship had not been established between the consumption of the food, a combination of L-threonine, L-valine, L-leucine, L-isoleucine, L-lysine plus chromium picolinate, which is the subject of the health claim, and a beneficial physiological effect. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

([1]) EFSA Journal 2014;12(5):3656.
([2]) EFSA Journal 2014;12(5):3658.
([3]) EFSA Journal 2014;12(5):3659.
([4]) EFSA Journal 2014;12(7):3752.

(17) Following an application from DSM Nutritional Products and Kemin Foods, submitted pursuant to Article 13(5) of Regulation (EC) No 1924/2006 and including a request for protection of proprietary data, the Authority was required to deliver an opinion on a health claim related to the effect of a combination of lutein and zeaxanthin and improved vision under bright light conditions (Question No EFSA-Q-2013-00875 [1]). The claim proposed by the applicants was worded as follows: 'Lutein together with zeaxanthin helps maintain clarity and contrast of sight in bright light conditions'.

(18) On 16 July 2014, the Commission and the Member States received the scientific opinion from the Authority, which concluded that on the basis of the data presented, a cause and effect relationship had not been established between the consumption of a combination of lutein and zeaxanthin and improved vision under bright light conditions. Accordingly, as the claim does not comply with the requirements of Regulation (EC) No 1924/2006, it should not be authorised.

(19) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

The health claims listed in the Annex to this Regulation shall not be included in the Union list of permitted claims as provided for in Article 13(3) of Regulation (EC) No 1924/2006.

Article 2

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

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

Done at Brussels, 30 June 2015.

For the Commission
The President
Jean-Claude JUNCKER

[1] EFSA Journal 2014;12(7):3753.

ANNEX

Rejected health claims

Application — Relevant provisions of Regulation (EC) No 1924/2006	Nutrient, substance, food or food category	Claim	EFSA opinion reference
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	Citrulline-malate	Maintenance of ATP levels through reduction of lactates in excess for an improved recovery from muscle fatigue.	Q-2013-00659
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	Olive (*Olea europaea L.*) leaf water extract	Daily intake of supplemental olive leaf extract polyphenols contributes to the reduction of the blood glucose rise after meals.	Q-2013-00783
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	Pacran®	Pacran® helps to inhibit the adhesion of P-fimbriated E. coli to the urinary tract cells.	Q-2013-00889
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	A combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104	Improves intestinal comfort.	Q-2013-00892
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	A combination of *Bifidobacterium longum* LA 101, *Lactobacillus helveticus* LA 102, *Lactococcus lactis* LA 103 and *Streptococcus thermophilus* LA 104	Regulates your (intestinal) transit.	Q-2013-00893
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	A combination of L-threonine, L-valine, L-leucine, L-isoleucine, L-lysine plus chromium picolinate	Contributes to the reduction of the blood glucose rise when consumed together with a carbohydrate rich meal.	Q-2013-00756
Article 13(5) health claim based on newly developed scientific evidence and/or including a request for the protection of proprietary data.	A combination of lutein and zeaxanthin	Lutein together with zeaxanthin helps maintain clarity and contrast of sight in bright light conditions.	Q-2013-00875

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1042

of 30 June 2015

amending Annex II to Regulation (EC) No 250/2009 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council concerning structural business statistics, as regards the adaptation of the technical format following the revision of the classification of products by activity (CPA)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 295/2008 of the European Parliament and of the Council of 11 March 2008 concerning structural business statistics ([1]), and in particular Article 11(1)(a) thereof,

Whereas:

(1) Regulation (EC) No 295/2008 establishes a common framework for the collection, transmission and evaluation of European statistics on the structure, activity, competitiveness and performance of businesses in the Union.

(2) Regulation (EC) No 451/2008 of the European Parliament and of the Council ([2]) establishes a statistical classification of products by activity (CPA), to meet the requirements of statistics in the Union.

(3) Annex II to Commission Regulation (EC) No 250/2009 ([3]) specifies the technical format and the labels for certain products for the data to be transmitted based on the CPA.

(4) Following the entry into force of Commission Regulation (EU) No 1209/2014 ([4]) it is necessary to adapt Annex II to Regulation (EC) No 250/2009 with regard to the labels for certain products for the data to be transmitted based on the CPA in order to maintain the comparability and consistency with product classification standards used at international level.

(5) Annex II to Regulation (EC) No 250/2009 should therefore be amended accordingly.

(6) The measures provided for in this Regulation are in accordance with the opinion of the European Statistical System Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annex II to Regulation (EC) No 250/2009 is amended in accordance with the Annex to this Regulation.

Article 2

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

([1]) OJ L 97, 9.4.2008, p. 13.
([2]) Regulation (EC) No 451/2008 of the European Parliament and of the Council of 23 April 2008 establishing a new statistical classification of products by activity (CPA) and repealing Council Regulation (EEC) No 3696/93 (OJ L 145, 4.6.2008, p. 65).
([3]) Commission Regulation (EC) No 250/2009 of 11 March 2009 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council as regards the definitions of characteristics, the technical format for the transmission of data, the double reporting requirements for NACE Rev.1.1 and NACE Rev.2 and derogations to be granted for structural business statistics (OJ L 86, 31.3.2009, p. 1).
([4]) Commission Regulation (EU) No 1209/2014 of 29 October 2014 amending Regulation (EC) No 451/2008 of the European Parliament and of the Council of 23 April 2008 establishing a new statistical classification of products by activity (CPA) and repealing Council Regulation (EEC) No 3696/93 (OJ L 336, 22.11.2014, p. 1).

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

Done at Brussels, 30 June 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Annex II to Regulation (EC) No 250/2009 is amended as follows:

1. In point 4.2 'Territorial unit', the code 'GR' for Greece is replaced by 'EL'
2. In point 4.9 'Units of data values', in the table, a new unit 'Square metres' with code 'M2' is added.
3. In point 4.10 'Breakdown of products', the table is amended as follows:
   (a) for the product with code 63 12 the label 'Web portal content' is replaced by 'Web portal services'.
   (b) for the product with code 73 11 13 the label 'Advertising design and concept development' is replaced by 'Advertising concept development services'
   (c) the entry for the product with code 70 22 4 'Trademarks and franchises' is deleted.
   (d) for the product with code 71 11 24 the label 'Architectural advisory services' is replaced by 'Building project architectural advisory services'

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1043

of 30 June 2015

concerning the authorisation of the preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) as a feed additive for chickens for fattening, turkeys for fattening, laying hens, weaned piglets, pigs for fattening and minor poultry species for fattening and for laying, and amending Regulations (EC) No 2148/2004, (EC) No 828/2007 and (EC) No 322/2009 (holder of authorisation Huvepharma NV)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition ([1]), and in particular Article 9(2) thereof,

Whereas:

(1) Regulation (EC) No 1831/2003 provides for the authorisation of additives for use in animal nutrition and for the grounds and procedures for granting such authorisation. Article 10 of that Regulation provides for the re-evaluation of additives authorised pursuant to Council Directive 70/524/EEC ([2]).

(2) The preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) (formerly *Trichoderma longibrachiatum*) was authorised in accordance with Directive 70/524/EEC without a time limit as a feed additive for chickens for fattening by Commission Regulation (EC) No 2148/2004 ([3]), for turkeys for fattening by Commission Regulation (EC) No 828/2007 ([4]) and for laying hens and weaned piglets by Commission Regulation (EC) No 322/2009 ([5]). That preparation was subsequently entered in the Register of feed additives as an existing product, in accordance with Article 10(1)(b) of Regulation (EC) No 1831/2003.

(3) In accordance with Article 10(2) of Regulation (EC) No 1831/2003 in conjunction with Article 7 of that Regulation, an application was submitted for the re-evaluation of the preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) (formerly *Trichoderma longibrachiatum*) as a feed additive for chickens for fattening, turkeys for fattening, laying hens, weaned piglets, pigs for fattening and minor poultry species for fattening and for laying. The applicant requested that additive to be classified in the additive category 'zootechnical additives'. That application was accompanied by the particulars and documents required under Article 7(3) of Regulation (EC) No 1831/2003.

(4) The European Food Safety Authority ('the Authority') concluded in its opinions of 31 January 2013 ([6]) and 10 December 2014 ([7]) that, under the proposed conditions of use, the preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) (formerly *Trichoderma longibrachiatum*) does not have an adverse effect on animal health, human health or the environment.

(5) The Authority also concluded that the use of that preparation has the potential to be efficacious in turkeys for fattening, chickens for fattening, laying hens, weaned piglets and pigs for fattening. The Authority further considered that the conclusions on the efficacy can be extrapolated to minor poultry species for fattening and for laying. The Authority does not consider that there is a need for specific requirements of post-market monitoring. It also verified the report on the method of analysis of the feed additive in feed submitted by the Reference Laboratory set up by Regulation (EC) No 1831/2003.

([1]) OJ L 268, 18.10.2003, p. 29.
([2]) Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs (OJ L 270, 14.12.1970, p. 1).
([3]) Commission Regulation (EC) No 2148/2004 of 16 December 2004 concerning the permanent and provisional authorisations of certain additives and the authorisation of new uses of an additive already authorised in feedingstuffs (OJ L 370, 17.12.2004, p. 24).
([4]) Commission Regulation (EC) No 828/2007 of 13 July 2007 concerning the permanent and provisional authorisation of certain additives in feedingstuffs (OJ L 184, 14.7.2007, p. 12).
([5]) Commission Regulation (EC) No 322/2009 of 20 April 2009 concerning the permanent authorisations of certain additives in feedingstuffs (OJ L 101, 21.4.2009, p. 9).
([6]) EFSA Journal 2013; 11(2):3105.
([7]) EFSA Journal 2015; 13(1):3969.

(6) The assessment of the preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) (formerly *Trichoderma longibrachiatum*) shows that the conditions for authorisation, as provided for in Article 5 of Regulation (EC) No 1831/2003, are satisfied. Accordingly, the use of that preparation should be authorised as specified in the Annex to this Regulation.

(7) Regulations (EC) No 2148/2004, (EC) No 828/2007 and (EC) No 322/2009 should therefore be amended accordingly.

(8) Since safety reasons do not require the immediate application of the modifications to the conditions of authorisation, it is appropriate to allow a transitional period for interested parties to prepare themselves to meet the new requirements resulting from the authorisation.

(9) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Authorisation

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

Article 2

Amendment to Regulation (EC) No 2148/2004

In Annex IV to Regulation (EC) No 2148/2004 the entry on E 1617, endo-1,4-beta-xylanase EC 3.2.1.8, is deleted.

Article 3

Amendment to Regulation (EC) No 828/2007

Regulation (EC) No 828/2007 is amended as follows:

(1) Article 2 is deleted;

(2) Annex II is deleted.

Article 4

Amendment to Regulation (EC) No 322/2009

Regulation (EC) No 322/2009 is amended as follows:

(1) Article 2 is deleted;

(2) Annex II is deleted.

Article 5

Transitional measures

The preparation specified in the Annex, and feed containing that preparation, which are produced and labelled before 21 January 2016 in accordance with the rules applicable before 21 July 2015 may continue to be placed on the market and used until the existing stocks are exhausted.

Article 6

Entry into force

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

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

Done at Brussels, 30 June 2015.

For the Commission

The President

Jean-Claude JUNCKER

ANNEX

Identification number of the additive	Name of the holder of authorisation	Additive	Composition, chemical formula, description, analytical method	Species or category of animal	Maximum age	Minimum content	Maximum content	Other provisions	End of period of authorisation
						Units of activity/kg of complete feedingstuff with a moisture content of 12 %			
Category of zootechnical additives. Functional group: digestibility enhancers									
4a1617	Huvepharma NV	Endo-1,4-beta-xylanase EC 3.2.1.8	*Additive composition* Preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) with a minimum activity of 6 000 EPU (1)/g (solid and liquid form) *Characterisation of the active substance* endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IM SD135) *Analytical method* (2) For characterisation of endo-1,4-beta-xylanase activity: colorimetric method measuring water soluble dye released by action of endo-1,4-β-xylanase from azurine cross-linked wheat arabinoxylan substrates.	Turkeys for fattening and minor poultry species for fattening	—	1 050 EPU	—	1. In the directions for use of the additive and premixture, indicate the storage conditions and stability to pelleting. 2. For use in feed rich in starch and non-starch polysaccharides (mainly beta- arabinoxylans). 3. For safety: breathing protection, glasses and gloves shall be used during handling. 4. For use in weaned piglets until approximately 35 kg.	21 July 2025
				Chickens for fattening Laying hens Minor poultry species for laying Weaned piglets Pigs for fattening		1 500 EPU			

(1) 1 EPU is the amount of enzyme which releases 0,0083 µmol of reducing sugars (xylose equivalent) per minute from oat spelt xylan at pH 4,7 and 50 °C.
(2) Details of the analytical methods are available at the following address of the Reference Laboratory: https://ec.europa.eu/jrc/en/eurl/feed-additives/evaluation-reports

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1044

of 30 June 2015

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

THE EUROPEAN COMMISSION,

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

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

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

Whereas:

(1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.

(2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

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

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

Done at Brussels, 30 June 2015.

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

([1]) OJ L 347, 20.12.2013, p. 671.
([2]) OJ L 157, 15.6.2011, p. 1.

ANNEX

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

(EUR/100 kg)

CN code	Third country code (1)	Standard import value
0702 00 00	AL	32,3
	MA	147,7
	MK	63,5
	ZZ	81,2
0707 00 05	TR	106,1
	ZZ	106,1
0709 93 10	TR	122,9
	ZZ	122,6
0805 50 10	AR	115,4
	BO	144,3
	TR	102,0
	UY	130,0
	ZA	136,5
	ZZ	125,6
0808 10 80	AR	86,7
	BR	101,6
	CL	126,4
	NZ	149,4
	US	109,6
	ZA	125,2
	ZZ	116,5
0809 10 00	IL	315,1
	TR	253,8
	ZZ	284,5
0809 29 00	TR	321,9
	US	581,4
	ZZ	451,7
0809 40 05	IL	221,0
	ZZ	221,0

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

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 1/2014 OF THE EU-COLOMBIA-PERU TRADE COMMITTEE

of 16 May 2014

Adoption of the Rules of Procedure of the Trade Committee referred to in point (j) of Article 13(1) of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2015/1045]

THE TRADE COMMITTEE,

Having regard to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), signed in Brussels on 26 June 2012, and in particular point (j) of Article 13(1) thereof,

Whereas:

(1) The Trade Committee shall adopt its own Rules of Procedure and shall supervise the work of all specialised bodies established under the Agreement.

(2) The Trade Committee has the exclusive authority to evaluate and adopt decisions as envisaged in the Agreement regarding any subject matter which is referred to it by the specialised bodies established in accordance with the Agreement,

HAS ADOPTED THIS DECISION:

1. The Rules of Procedure of the Trade Committee are established as set out in the Annex.

2. This Decision shall enter into force on 7 October 2014

Done at Lima, 16 May 2014

For the Trade Committee

Minister for Trade, Industry and Tourism of Colombia	*Commissioner for Trade of the European Commission*	*Minister for Foreign Trade and Tourism of Peru*
Cecilia ÁLVAREZ-CORREA	Karel DE GUCHT	Blanca Magali SILVA VELARDE-ÁLVAREZ

ANNEX

RULES OF PROCEDURE OF THE TRADE COMMITTEE

Article 1

Composition and Chair

1. The Trade Committee that is established in accordance with Article 12 of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), shall perform its duties as provided for in Article 12 of the Agreement and take responsibility for the operation and correct application of the Agreement.

2. As provided for in Article 12(1) of the Agreement, the Trade Committee shall be composed of the representatives of the EU Party and representatives of each signatory Andean Country.

3. The Trade Committee shall be chaired on a rotational basis for a period of one year by the Minister for Trade, Industry and Tourism of Colombia, the Minister for Foreign Trade and Tourism of Peru, or the Member of the European Commission responsible for Trade. The first period shall begin on the date of the first Trade Committee meeting and end on 31 December of the same year. The Chairperson may arrange to be represented by respective designees as provided for in Article 12(2) of the Agreement.

4. The Trade Committee may meet in sessions where only the EU Party and one signatory Andean Country participate, regarding matters which relate exclusively to their bilateral relationship or which have been referred to the Trade Committee after being discussed within a specialised body in which only those two Parties participated. Such sessions will be co-chaired by the EU Party and the signatory Andean Country concerned. Other signatory Andean Countries may participate in such sessions subject to prior agreement of the EU Party and the signatory Andean Country concerned.

5. Reference to the Parties in these Rules of Procedure is in accordance with the definition provided for in Article 6 of the Agreement.

Article 2

Representation

1. A Party shall notify in writing to the other Parties of the list of its members of the Trade Committee. The list shall be administered by the Secretariat of the Trade Committee, as provided for in Article 6.

2. A Party wishing to be represented by an alternate representative shall notify the other Parties the name of his or her alternate representative before the meeting at which he or she is to be so represented. The alternate representative of a member of the Trade Committee shall exercise all the rights of that member.

Article 3

Meetings

1. The Trade Committee shall meet once a year or at the request of either Party, as provided for in Article 12(2) of the Agreement. The meetings shall be held on a rotational basis, in Bogota, Brussels and Lima, unless the Parties agree otherwise.

2. By way of exception and if the Parties agree, the meetings of the Trade Committee may be held by any agreed technological means.

3. Each meeting of the Trade Committee shall be convened by the Secretariat of the Trade Committee at a date and place agreed by the Parties. The convening notice of the meeting shall be issued by the Secretariat of the Trade Committee to the members of the Trade Committee no later than 28 days prior to the start of the session, unless the Parties agree otherwise.

Article 4

Delegation

The members of the Trade Committee may be accompanied by officials. Before each meeting, the Parties shall be informed of the intended composition of the delegations attending the meeting.

Article 5

Observers

The Trade Committee may decide to invite observers on an *ad hoc* basis.

Article 6

Secretariat

The coordinators designated by the Parties, in accordance with Article 16 of the Agreement, shall jointly act as the Secretariat of the Trade Committee.

Article 7

Documents

Where the deliberations of the Trade Committee are based on written supporting documents, such documents shall be numbered and circulated by the Secretariat of the Trade Committee as documents of the Trade Committee.

Article 8

Correspondence

1. Correspondence to the Chairperson of the Trade Committee shall be forwarded to the Secretariat of the Trade Committee for circulation to the other Parties.

2. Correspondence from the Chairperson of the Trade Committee shall be sent to the recipients by the Secretariat of the Trade Committee and be numbered and circulated, where appropriate, to the other Parties.

3. For matters which relate exclusively to a bilateral relationship between the EU Party and one signatory Andean Country, the correspondence will be done between those two Parties, keeping the other signatory Andean Countries fully informed, as appropriate.

Article 9

Agenda for the Meetings

1. A provisional agenda for each meeting shall be drawn up by the Secretariat of the Trade Committee on the basis of proposals made by the Parties. It shall be forwarded, together with the relevant documents, to all the Parties no later than 14 days before the beginning of the meeting as documents referred to in Article 7 of these Rules of Procedure.

2. The provisional agenda shall include items in respect of which the Secretariat of the Trade Committee has received a request for inclusion in the agenda by a Party, together with the relevant documents, no later than 21 days before the beginning of the meeting.

3. The agenda shall be adopted by the Trade Committee at the beginning of each meeting. Items other than those appearing on the provisional agenda may be placed on the agenda if the Parties so agree.

4. The Chairperson of the Trade Committee may, upon agreement of the other Parties, invite experts to attend its meetings in order to provide information on specific subjects.

5. The Chairperson of the Trade Committee may, upon agreement of the other Parties, reduce the time periods specified in paragraphs 1 and 2 in order to take account of the requirements of a particular case.

Article 10

Minutes

1. Draft minutes of each meeting shall be drawn up by the Secretariat of the Trade Committee, normally within 21 days from the end of the meeting. The first draft will be prepared by the Party acting as the Chairperson within 10 days from the end of the meeting.

2. The minutes shall, as a general rule, summarise each item on the agenda, specifying where applicable:

(a) the documents submitted to the Trade Committee;

(b) any statement that a member of the Trade Committee has asked to be entered; and

(c) the decisions adopted, recommendations made, statements agreed upon and conclusions adopted on specific items.

3. The minutes shall also include a list of members of the Trade Committee or their alternate representatives who took part in the meeting, a list of the members of the delegations accompanying them and a list of any observers or experts to the meeting.

4. The minutes shall be approved in writing by the Parties within 28 days of the date of the meeting. Once approved, copies of the minutes shall be signed by the Secretariat of the Trade Committee and each of the Parties shall receive one original copy of those authentic documents.

Article 11

Decisions and Recommendations

1. The Trade Committee shall adopt decisions and recommendations by consensus.

2. In the period between meetings, the Trade Committee may adopt decisions or recommendations by written procedure if the Parties so agree. For that purpose, the text of the proposal shall be circulated in writing in a correspondence from the Chairperson to the members of the Trade Committee pursuant to Article 8, with a time limit no less than 21 days within which members must make known any reservations or amendments they wish to make.

In the course of the written procedure, any member of the Trade Committee may request by writing to the Chairperson that the proposal be discussed in the next Trade Committee meeting. Such request automatically suspends the writing procedure.

A proposal on which no Party has made a reservation within the time limit set for a written procedure shall stand adopted by the Trade Committee. The Chairperson of the Trade Committee shall then inform the Members, upon report from the Secretariat that agreement has been given by the Parties.

Proposals adopted shall be communicated pursuant to Article 8 once the time limit has elapsed. Adopted proposals shall be recorded in the minutes of the next meeting.

3. Where the Trade Committee is empowered under the Agreement to adopt decisions or recommendations, such acts shall be entitled 'Decision' or 'Recommendation' respectively. The Secretariat of the Trade Committee shall give any decision or recommendation a serial number, the date of adoption and a description of their subject-matter. Each decision shall provide for the date of its entry into force.

4. Decisions and recommendations adopted by the Trade Committee shall be authenticated by making an authentic copy signed by the Chairperson of the Trade Committee available for each Party.

Article 12

Languages

1. The official languages of the Trade Committee shall be the official languages of the Parties.

2. Unless otherwise decided, the Trade Committee shall normally base its deliberations on documentation and proposals prepared in the languages referred to in paragraph 1.

Article 13

Publicity and Confidentiality

1. Unless otherwise decided, the meetings of the Trade Committee shall not be public.

2. When a Party submits information considered as confidential under its laws and regulations to the Trade Committee, specialised committees, working groups or any other bodies, the Parties shall treat that information as confidential according to the rules described in Article 290(2) of the Agreement.

3. Each Party may decide on the publication of the decisions and recommendations of the Trade Committee in its respective official publication.

Article 14

Expenses

1. Each Party shall meet any expenses it incurs as a result of participating in the meetings of the Trade Committee, both with regard to staff, travel and subsistence expenses and with regard to postal and telecommunications expenses.

2. Expenses in connection with the organisation of meetings and reproduction of documents shall be borne by the Party hosting the meeting.

3. Expenses in connection with the interpretation at meetings and translation of documents into or from Spanish and English shall be borne by the Party hosting the meeting. Interpretation and translation into or from the other languages shall be borne by the requesting Party.

Article 15

Specialised Committees and Working Groups

1. The Trade Committee shall be assisted in the performance of its duties by the specialised bodies established under the auspices of the Trade Committee. Unless otherwise provided by the Agreement or agreed by this Trade Committee or the relevant specialised body created by the Agreement adopting its decision, the present Rules of Procedures shall be applied *mutatis mutandis* by the specialised bodies (i.e. sub-committees, working groups, etc.).

2. The Trade Committee shall be informed of the contact points designated by each specialised body. All relevant correspondences, documents and communications between the contact points of each specialised body shall be forwarded to the Secretariat of the Trade Committee simultaneously.

3. The Trade Committee at each regular meeting shall receive reports from each specialised body on its activities.

4. Specialised body may establish its own rules of procedure, as provided for in the Agreement, which shall be reported to the Trade Committee.

Article 16

Amendment of Rules of Procedure

The Rules of Procedure may be amended according to the provisions of Article 11.

DECISION No 2/2014 OF THE EU-COLOMBIA-PERU TRADE COMMITTEE

of 16 May 2014

Adoption of the Rules of Procedure and Code of Conduct for arbitrators referred to in point (h) of Article 13(1) and Article 315 of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2015/1046]

THE TRADE COMMITTEE,

Having regard to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), signed in Brussels on 26 June 2012, and in particular point (h) of Article 13(1) and Article 315 thereof,

Whereas:

(1) The Trade Committee shall adopt at its first meeting the Rules of Procedure and the Code of Conduct for arbitrators.

(2) The Trade Committee has the exclusive authority to evaluate and adopt decisions as envisaged in the Agreement regarding any subject matter which is referred to it by the specialised bodies established according to the Agreement,

HAS ADOPTED THIS DECISION:

1. The Rules of Procedure and the Code of Conduct for arbitrators are established as set out in the Annex.

2. This Decision shall enter into force on 7 October 2014.

Done at Lima, 16 May 2014.

For the Trade Committee

Minister for Trade, Industry and Tourism of Colombia	*Commissioner for Trade of the European Commission*	*Minister for Foreign Trade and Tourism of Peru*
Cecilia ÁLVAREZ-CORREA	Karel DE GUCHT	Blanca Magali SILVA VELARDE-ÁLVAREZ

ANNEX

RULES OF PROCEDURE

GENERAL PROVISIONS

1. Pursuant to Title XII (Dispute Settlement) and under these rules:

   (a) 'the Agreement' means the Trade Agreement between Peru and Colombia, of the one part, and the European Union and its Member States, of the other part, signed in Brussels on 26 June 2012;

   (b) 'adviser' means a person retained by a disputing party to advise or assist that party in connection with the proceedings before an arbitration panel;

   (c) 'arbitrator' means a member of an arbitration panel effectively established under Article 303 (Establishment of an Arbitration Panel) of the Agreement;

   (d) 'assistant' means a person who, under the terms of appointment by an arbitrator, conducts, researches or provides assistance to that arbitrator;

   (e) 'complaining Party' means any Party that requests the establishment of an arbitration panel under Article 302 (Initiation of the Arbitration Proceedings) of the Agreement;

   (f) 'Party complained against' means the Party that is alleged to be in violation of the provisions referred to in Article 299 (Scope of Application) of the Agreement;

   (g) 'arbitration panel' means a panel established under Article 303 (Establishment of an Arbitration Panel) of the Agreement;

   (h) 'representative of a Party' means an employee or any person appointed by a government department or agency or any other public entity of a party to the dispute;

   (i) 'day' means a calendar day;

   (j) 'third party' means a Party that is not a disputing party, but who participates in the consultations and/or arbitration proceedings, as the case may be, in accordance with Articles 301 (Consultations), paragraph 10, and/or 302 (Initiation of Arbitration Proceedings), paragraph 4 of the Title XII (Dispute Settlement) of the Agreement.

2. The Party complained against shall be in charge of the logistical administration of dispute settlement proceedings, in particular the organisation of hearings, unless otherwise agreed. However, both disputing Parties shall share the costs derived from the organisation of the arbitration procedures, including the expenses of the arbitrators. The arbitration panel may, however, decide that these administrative costs, with the exception of the expenses of the arbitrators, be distributed differently taking into account the particulars of the case and other circumstances that may be deemed relevant.

NOTIFICATIONS

3. The parties to the dispute and the arbitration panel shall transmit any request, notice, written submission or other document by delivery against receipt, registered post, courier, facsimile transmission, telex, telegram or any other means of telecommunication that provides a record of the sending thereof.

4. Each disputing party shall provide the other disputing party, any third party in the dispute and each of the arbitrators with a copy of each of its written submissions. A copy of the document shall also be provided in electronic format.

5. All notifications shall be addressed to the Agreement Coordinators.

6. Minor errors of a clerical nature in any request, notice, written submission or other document related to the arbitration panel proceedings may be corrected by delivery of a new document clearly indicating the changes.

7. If the last day for delivery of a document falls on a legal holiday of Colombia, Peru or of the EU, the document may be delivered on the next business day.

INITIATION OF ARBITRATION PROCEDURES

8. When asserting that a measure constitutes a violation of the provision of the Agreement, in accordance with Article 302(2) (Initiation of Arbitration Proceedings), the complaining party shall explain how that measure constitutes a violation of the provisions of the Agreement in a manner that clearly presents the legal grounds for the complaint so as to allow the respondent to present its defence.

THIRD PARTIES

9. In accordance with Article 302(4) (Initiation of Arbitration Proceedings) of the Agreement, any third party may file a written submission to the arbitration panel, with a copy to the parties to the dispute and any third party.

10. Any third party may also participate in the hearing(s) of the arbitration panel and they shall be invited in writing by the arbitration panel to present their opinions during such hearing(s).

LIST OF ARBITRATORS

11. When a Party nominates candidates for the list of arbitrators under Article 304 (List of Arbitrators) of the Agreement, the other Parties may only object to such nominations if such nominees do not comply with the requirements set out in Article 304(3) (List of Arbitrators) of the Agreement and the Code of Conduct for members of an arbitration panel.

12. When any candidate nominated by a Party is no longer part of the list, such Party shall nominate a new candidate. In case of candidates for president of the arbitration panel, the Parties shall agree on a replacement.

ESTABLISHMENT OF AN ARBITRATION PANEL

13. If pursuant to Article 303 (Establishment of an Arbitration Panel) of the Agreement any member of the arbitration panel is selected by lot, representatives of both disputing parties shall be invited with due anticipation to be present when lots are drawn. In any event, the lot shall be carried out with any disputing party present at the time, and within 5 days following the request for the selection of the arbitrator by the Chairperson of the Trade Committee.

14. The disputing parties shall notify arbitrators of their appointment.

15. An arbitrator who has been appointed according to the procedure established under Article 303 (Establishment of an Arbitration Panel) of the Agreement shall notify his/her acceptance to the Trade Committee within 5 days of the date in which he/she was informed of his/her appointment.

16. Unless the disputing parties agree otherwise, these parties shall meet with the arbitration panel within 7 days of its establishment in order to determine such matters that the disputing parties or the arbitration panel deem appropriate. In case the Trade Committee has not established the remuneration and the expenses to be paid to the arbitrators, such remuneration and expenses shall be determined in conformity with WTO practice.

17. (a) Unless the disputing parties agree otherwise, within 5 days from the date of the selection of the arbitrators, the terms of reference of the arbitration panel shall be:

'to examine, in the light of the relevant provisions of the Agreement invoked by the disputing parties, the matter referred to in the request for establishment of the arbitration panel, to rule on the compatibility of the measure in question with the provisions referred to in Article 299 (Scope of Application) and to make a ruling in accordance with Article 307 (Arbitration Panel Ruling) of the Agreement.'.

(b) The disputing parties must notify the agreed terms of reference to the arbitration panel within 2 days after reaching the agreement.

INITIAL SUBMISSIONS

18. The complaining Party shall deliver its initial written submission no later than 20 days after the date of establishment of the arbitration panel. The Party complained against shall deliver its written counter-submission no later than 20 days after the date of delivery of the initial written submission.

OPERATION OF ARBITRATION PANELS

19. The chairperson of the arbitration panel shall preside at all its meetings. An arbitration panel may delegate to the chairperson authority to make administrative decisions regarding the proceedings.

20. Unless otherwise provided in the Agreement or in these Rules of Procedure, the arbitration panel may conduct its activities by any means, including telephone, facsimile transmissions or computer links.

21. Only arbitrators may take part in the deliberations of the arbitration panel, but the arbitration panel may authorise its assistants to be present at its deliberations.

22. The drafting of any arbitration panel ruling shall remain the exclusive responsibility of the arbitration panel and may not be delegated.

23. Where a procedural question arises that is not covered by the provisions of the Agreement and its Annexes, an arbitration panel may adopt an appropriate procedure that is compatible with those provisions.

24. When the arbitration panel considers it is necessary to modify any period of time applicable to the proceedings or to make any other procedural or administrative adjustment, it shall inform the disputing parties in writing of the reasons for the change or adjustment, indicating the period of time or adjustment needed. The time limits set out in Article 307(2) (Arbitration Panel Ruling) shall not be modified.

OBJECTION, REMOVAL AND SUBSTITUTION

25. A request by a disputing party for the recusal or removal of an arbitrator as provided for in Article 305(1) (Objection, Removal and Substitution) of the Agreement, shall be made in writing and shall include the basis as well as the evidence that sustains the material violation by the arbitrator of the Code of Conduct. That request shall be transmitted to the other disputing party, with a copy to the Trade Committee within 10 days from the date in which the Party obtained evidence of the circumstances that gave rise to the request for recusal of the arbitrator.

26. Within 5 days after the receipt of the request, the disputing parties shall consult each other. In case of agreement, a new arbitrator shall be selected according to the procedure set out in Article 303 (Establishment of an Arbitration Panel) of the Agreement.

27. In the absence of an agreement between the disputing parties on the need to have an arbitrator removed, any of those parties may request that the matter be decided by the chairperson of the arbitration panel, whose decision shall be final.

28. If the chairperson of the arbitration panel or his/her delegate finds that an arbitrator does not comply with the requirements of the Code of Conduct, he/she shall select a new arbitrator by lot. If the original arbitrator was selected by the disputing parties in accordance with Article 303(2) (Establishment of the arbitration panel) of the Agreement the replacement shall be selected by lot from the members of the list referred to in Article 304 (List of Arbitrators) of the Agreement, which were proposed by the Party which selected the original arbitrator. If, to the contrary, the original arbitrator was selected by the disputing parties in accordance with Article 303(5) (Establishment of the Arbitration panel) of the Agreement, the lot shall be made from all the members of the referred list. The selection shall be made in accordance with Rule 12, *mutatis mutandis,* and within 5 days following the date of the request to the chairperson of the arbitration panel.

29. If the disputing parties fail to agree on the need to replace the chairperson of the arbitration panel, any of those parties may request that such matter be referred to one of the remaining members of the list of individuals selected to act as chairpersons under Article 304(1) (List of Arbitrators) of the Agreement. Her or his name shall be drawn by lot by the Chair of the Trade Committee or the Chair's delegate. This selection shall be made in accordance with rule 12 and within 5 days following the date of the request to the Chair of the Trade Committee. The decision by such person on the need to replace the chairperson shall be final.

30. If this person decides that the original chairperson does not comply with the requirements of the Code of Conduct, she or he shall select a new chairperson by lot among the remaining pool of individuals referred to in Article 304 (List of the arbitrators) of the Agreement who may act as chairperson. This selection of the new chairperson shall be done in accordance with Rule 12, *mutatis mutandis* and within 5 days following the date on which the designated person has taken the decision on the recusal.

31. The arbitration panel proceedings and the applicable time limits shall be suspended while a request for recusal of an arbitrator, and his/her removal and replacement are being decided, as the case may be.

HEARINGS

32. The chairperson shall fix the date and time of the hearing, in consultation with the disputing parties and the other members of the arbitration panel, and shall notify them in writing to the Parties accordingly. The Party in charge of the logistical administration of the proceedings shall make such information publicly available unless the hearing is closed to the public.

33. Unless the disputing parties agree otherwise, the hearing shall be held in Brussels if the complaining Party is Colombia or Peru and in Bogota or Lima, as the case may be, if the complaining Party is the EU.

34. The arbitration panel may convene additional hearings if the Parties so agree.

35. All arbitrators shall be present during the entirety of any hearing.

36. The following persons may attend the hearing, irrespective of whether the hearing is closed to the public or not:

    (a) representatives of the disputing parties and any third party;

    (b) advisers to the disputing parties and any third party;

    (c) administrative staff, interpreters, translators and court reporters and arbitrators' assistants.

37. Only the representatives and advisers of the disputing parties and any third party may address the arbitration panel.

38. No later than 5 days before the date of a hearing, each disputing party shall deliver to the arbitration panel a list of the names of persons who will make oral arguments or presentations at the hearing on behalf of that party and of other representatives or advisers who will be attending the hearing.

39. Subject to Rules 46, 47, 48 and 49, the hearings of the arbitration panels shall be open to the public, unless the disputing parties decide that the hearings shall be partially or completely closed to the public.

40. The arbitration panel shall conduct the hearing in the following manner, ensuring that the complaining Party and the Party complained against are afforded equal time:

    Argument

    (a) argument of the complaining Party;

    (b) argument of the Party complained against.

Rebuttal Argument

(a) argument of the complaining Party;

(b) counter-reply of the Party complained against.

41. The arbitration panel may direct questions to either disputing party at any time during the hearing.

42. The arbitration panel shall arrange for a transcript of each hearing to be prepared and delivered as soon as possible to the disputing parties.

43. Each disputing party may deliver a supplementary written submission concerning any matter that may have arisen during the hearing within 10 days of the date of the hearing.

QUESTIONS IN WRITING

44. The arbitration panel may at any time during the proceedings address questions in writing to one or both disputing parties and to any third party. The disputing parties and any third party shall receive a copy of any questions put forward by the arbitration panel. When answering a question is not possible within a hearing, Arbitration Panels should provide the disputing parties with the appropriate time to answer those questions.

45. Each disputing party or any third party shall also provide a copy of its written response to the arbitration panel's questions to the other disputing party and any third party. Disputing parties shall be given the opportunity to provide written comments on the reply of the other disputing party and to the replies of any third party within five days of the date of delivery.

CONFIDENTIALITY

46. Each disputing party, any third party and their advisors shall treat as confidential any information submitted by the other disputing party to the arbitration panel which that party has designated as confidential.

47. Where a disputing party submits a confidential version of its written submissions to the arbitration panel, it shall also, upon request of the other disputing party, provide a non-confidential summary of the information contained in its submissions no later than 15 days after the date of either the request or the submission of the confidential version, whichever is later.

48. Written submissions made to the arbitration panel shall be considered confidential but shall be provided to the disputing parties and any third party. Nothing in these Rules of Procedure shall preclude a disputing party from disclosing statements of its own positions to the public to the extent that they do not contain confidential information.

49. The arbitration panel shall meet in closed session when the submission and arguments of any disputing party contain confidential information.

50. The disputing parties and their advisers shall maintain the confidentiality of the arbitration panel hearings where the hearings are held in closed session, in accordance with Rule 39.

EX PARTE CONTACTS

51. The arbitration panel shall not meet or contact a disputing party in the absence of the other disputing party.

52. No member of the arbitration panel may discuss any aspect of the subject matter of the proceedings with one or both disputing parties or any third party in the absence of the other arbitrators.

AMICUS CURIAE SUBMISSIONS

53. Any interested non-governmental persons established in the territory of a disputing party and which is not part of the government of any of the disputing parties, may make a written request to the arbitration panel, with a copy to the parties to the dispute, to be authorised to submit an *amicus curiae* brief within 10 days from the date of establishment of the arbitration panel. Such request shall:

    (a) contain a description of the person making the submission, including its place of establishment and other contact information, the nature of its activities and, in the case of a juridical person, information on its members, its legal status and its general objectives;

    (b) identify the specific factual and legal issues which will be addressed in the submission;

    (c) specify the nature of its interest and its relevance for the proceedings and how the submission would assist the arbitration panel in the determination of a factual or legal issue related to the dispute;

    (d) disclose any direct or indirect relationship that the person making the submission has or has had with a disputing party, as well as its source of financing;

    (e) state whether it has received or will receive any financial or other kind of support from a disputing Party, a person or other organisation, in the preparation of the request for authorisation to submit a brief or the preparation of the brief itself.

    (f) not be longer than 5 pages typed with double space; and

    (g) be written in the languages of the procedure.

54. The arbitration panel shall establish an appropriate date by which the disputing parties can comment on the application for authorisation.

55. The arbitration panel shall review and take into consideration the application for authorisation, the veracity of the information provided therein and any comment made by the disputing parties and shall take a decision without delay about granting authorisation for making a written submission by an interested non-governmental person. An authorisation by an arbitration panel to make a written submission does not imply that the arbitration panel shall examine in its ruling the legal arguments presented in the submission.

56. *Amicus curiae* submissions shall be transmitted to the arbitration panel, with a copy to the disputing parties, within 5 days following the date of the authorisation by the arbitration panel to make such submission. The submission shall:

    (a) be dated and signed by the person making the submission or his/her representative;

    (b) be concise and in no case longer than 15 pages typed at double space, including any annexes;

    (c) not introduce new issues to the dispute, and cover only those issues relevant to the issues of fact and law subject to the consideration of the arbitration panel and identified by in the request for authorisation to make a submission, explaining how the submission helps the arbitration panel in the determination of those issues;

    (d) be submitted in the languages of the procedure.

57. The arbitration panel shall ensure that the disputing parties have the opportunity to reply in writing to any a*micus curiae* submissions before the date of the hearing.

58. The arbitration panel shall include in its ruling a list of all the *amicus curiae* submissions that it has received. The arbitration panel shall not be obliged to address in its ruling the arguments made in those submissions.

59. In taking into consideration requests for authorisation to make a submission or *amicus curiae* submissions themselves, the arbitration panel shall avoid interrupting the proceedings and shall ensure the equality of the disputing parties.

INFORMATION AND TECHNICAL ADVICE

60. The arbitration panel shall notify to the disputing parties of its intention to seek information or technical advice from experts as set out in Article 316(1) (Information and Technical Advice) of the Agreement.

61. The arbitration panel shall provide to the disputing parties with a copy of the information or technical advice received and shall grant a reasonable time for the disputing parties to present their comments. The opinion of the experts shall have a merely consultative nature.

62. When the arbitration panel takes under consideration the received information or technical advice, it shall also take into consideration any comment or observation presented by the disputing parties in relation to such information or technical advice.

63. The arbitration panel shall ensure that when gathering information and seeking technical advice it shall do so from accredited persons with experience in the relevant field. In addition, the experts shall be independent, impartial, shall not be affiliated to or be directly or indirectly dependent on any of the disputing parties, and shall not receive instructions from them or any organisation.

CASES OF URGENCY

64. In cases of urgency referred to in Article 307(2) (Arbitration Panel Ruling) of the Agreement, the arbitration panel shall adjust the time limits referred to in these Rules of Procedure, as appropriate.

TRANSLATION AND INTERPRETATION

65. The disputing parties shall have the right to present and receive written submissions, and to present and hear oral arguments in the language of their choice. Each disputing party shall expeditiously arrange for and bear the costs of the translation of its written submissions into the language chosen by the other disputing Party. The Party complained against shall arrange for the interpretation of oral submissions into the languages chosen by the disputing parties.

66. Arbitration panel rulings shall be notified in the languages chosen by the disputing parties.

67. The costs incurred for translation of an arbitration ruling shall be borne equally by the disputing parties.

68. Any disputing party may provide comments on any translated version of a document drawn up in accordance with these Rules of Procedure.

COMPUTATION OF TIME LIMITS

69. Where, by reason of the application of Rule 7, a disputing party receives a document on a date other than the date on which this document is received by the other disputing Party, any period of time that is calculated on the basis of the date of receipt of that document shall be calculated from the last date of receipt of that document.

OTHER PROCEDURES

70. These Rules of Procedure are also applicable to procedures established under Article 308(3) (Implementation of the Arbitration Ruling); Article 309(2) (Review of Any Measure adopted to Comply with the Arbitration Panel Ruling); Article 310(4) (Temporary remedies in case of Non-Compliance); and Article 311(2) (Review of Any Measure Adopted After the Suspension of Benefits of compensation for Non-Compliance). However, the time-limits laid down in these Rules of Procedure shall be adjusted in line with the special time-limits provided for the adoption of a ruling by the arbitration panel in those other procedures.

CODE OF CONDUCT

DEFINITIONS

1. For purposes of this Code of Conduct:

   (a) 'arbitrator' means a member of an arbitration panel effectively established under Article 303 (Establishment of the Arbitration Panel) of the Agreement;

   (b) 'mediator' means a person who conducts a mediation procedure in accordance with Article 322 (Mediation Mechanism) and the Annex XIV (Mediation Mechanism on Non-Tariff Barriers) of the Agreement;

   (c) 'candidate' means an individual whose name is on the list of arbitrators referred to in Article 304 (List of Arbitrators) of the Agreement and who is under consideration for selection as a member of an arbitration panel under Article 303 (Establishment of the Arbitration Panel) of the Agreement;

   (d) 'expert' means any person with technical knowledge or specialised in certain areas covered by the different Titles of the Agreement;

   (e) 'assistant' means a person who, under the terms of appointment of an arbitrator, conducts, researches or provides assistance to the arbitrator;

   (f) 'proceedings', unless otherwise specified, means an arbitration panel proceedings under the Agreement; and

   (g) 'staff', in respect of an arbitrator, means persons under the direction and control of the arbitrator, other than assistants.

RESPONSIBILITIES TO THE PROCESS

2. Every candidate and arbitrator shall avoid impropriety and the appearance of impropriety, shall be independent and impartial, shall avoid direct and indirect conflicts of interests and shall observe high standards of conduct so that the integrity and impartiality of the dispute settlement mechanism is preserved. Former arbitrators must comply with the obligations established in paragraphs 15, 16, 17 and 18 of this Code of Conduct.

DISCLOSURE OBLIGATIONS

3. Prior to confirmation of her or his selection as an arbitrator under the Agreement, a candidate shall disclose any interest, relationship or matter that is likely to affect his or her independence or impartiality or that might reasonably create an appearance of impropriety or bias in the proceedings. To this end, a candidate shall make all reasonable efforts to become aware of any such interests, relationships and matters.

4. Once selected, an arbitrator shall continue to make all reasonable efforts to become aware of any interests, relationships or matters referred to in paragraph 3 of this Code of Conduct and shall disclose them. The disclosure obligation is a continuing duty which requires an arbitrator to disclose any such interests, relationships or matters that may arise during any stage of the proceedings.

5. A candidate or arbitrator shall communicate matters concerning actual or potential violations of this Code of Conduct to the Trade Committee for consideration by the Parties.

DUTIES OF ARBITRATORS

6. Upon selection an arbitrator shall perform her or his duties thoroughly and expeditiously throughout the course of the proceedings, and with fairness and diligence.

7. An arbitrator shall consider only those issues raised in the proceedings and necessary for a ruling and shall not delegate this duty to any other person.

8. An arbitrator shall be responsible of taking all appropriate steps to ensure that his or her assistant and staff are aware of, and comply with, this Code of Conduct, as applicable.

9. An arbitrator shall not engage in *ex parte* contacts concerning the proceedings.

INDEPENDENCE AND IMPARTIALITY OF ARBITRATORS

10. An arbitrator must be independent and impartial and avoid creating an appearance of impropriety or bias and shall not be influenced by self-interest, outside pressure, political considerations, public clamour, and loyalty to a Party or fear of criticism.

11. An arbitrator shall not, directly or indirectly, incur any obligation or accept any benefit that would in any way interfere, or appear to interfere, with the proper performance of her or his duties.

12. An arbitrator may not use her or his position on the arbitration panel to advance any personal or private interests and shall avoid actions that may create the impression that others are in a special position to influence her or him.

13. An arbitrator may not allow financial, business, professional, family, personal or social relationships or responsibilities to influence her or his conduct or judgement.

14. An arbitrator must avoid entering into any relationship or acquiring any financial interest that is likely to affect her or his impartiality or that might reasonably create an appearance of impropriety or bias.

OBLIGATIONS OF FORMER ARBITRATORS

15. All former arbitrators must avoid actions that may create the appearance that they were biased in carrying out their duties or derive advantage from the decision or ruling of the arbitration panel.

CONFIDENTIALITY

16. No arbitrator or former arbitrator shall at any time disclose or use any non-public information concerning proceedings or acquired during proceedings except for the purposes of those proceedings and shall not, in any case, disclose or use any such information to gain personal advantage or advantage for others or to adversely affect the interest of others.

17. No arbitrator shall disclose any arbitration panel ruling or parts thereof prior to its publication in accordance with Article 318(4) (Arbitration Panel Decisions and Rulings) of the Agreement.

18. No arbitrator or former arbitrator shall disclose at any time the deliberations of an arbitration panel, or any arbitrator's views.

MEDIATORS, EXPERTS

19. The provisions described in this Code of Conduct as applying to arbitrators or former arbitrators shall apply, *mutatis mutandis*, to mediators and experts.

DECISION No 3/2014 OF THE EU-COLOMBIA-PERU TRADE COMMITTEE

of 16 May 2014

Establishment of the lists of arbitrators referred to in Article 304(1) and (4) of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2015/1047]

THE TRADE COMMITTEE,

Having regard to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), signed in Brussels on 26 June 2012, and in particular Article 304(1) and (4) thereof,

Whereas:

(1) The Trade Committee shall establish at its first meeting a list of 25 individuals to serve as Arbitrators and additional lists of 12 individuals with sectorial experience on specific subjects covered by the Agreement.

(2) The Trade Committee has the exclusive authority to evaluate and adopt decisions as envisaged in the Agreement regarding any subject matter which is referred to it by the specialised bodies established according to the Agreement,

HAS ADOPTED THIS DECISION:

1. The lists of individuals who may serve as arbitrators for the purposes of Article 304(1) and (4) of the Agreement are set out in the Annex to this Decision.

2. This Decision shall enter into force on 7 October 2014

Done at Lima, 16 May 2014

For the Trade Committee

Minister for Trade, Industry and Tourism of Colombia	*Commissioner for Trade of the European Commission*	*Minister for Foreign Trade and Tourism of Peru*
Cecilia ÁLVAREZ-CORREA	Karel DE GUCHT	Blanca Magali SILVA VELARDE-ÁLVAREZ

ANNEX

List of arbitrators referred to in Article 304(1) of the Agreement

Arbitrators proposed by Colombia

1. Eric Tremolada Álvarez
2. Olga Lucía Lozano Ferro
3. Adriana Zapata de Arbeláez
4. Silvia Anzola de González
5. Boris Darío Hernández Salame

Arbitrators proposed by the EU

1. Giorgio Sacerdoti
2. Ramon Torrent
3. Pieter Jan Kuijper
4. Claus-Dieter Ehlermann
5. Claudio Dordi

Arbitrators proposed by Peru

1. Alfredo Ferrero Diez Canseco
2. Diego Calmet Mujica
3. Fernando Piérola
4. Mercedes Aráoz Fernández
5. Manuel Monteagudo Valdez

Chairpersons

1. Bradly Condon (Canada)
2. Álvaro Galindo (Ecuador)
3. Shotaro Oshima (Japan)
4. Merit Janow (US)
5. Luiz Olavo Baptista (Brazil)
6. Pierre Pettigrew (Canada)
7. Ricardo Ramírez Hernández (Mexico)
8. Jorge Miranda (Mexico)
9. Maryse Robert (Canada)
10. María Luisa Pagán (Puerto Rico)

Additional list of arbitrators with sectorial experience on specific subjects covered by the agreement referred to in Article 304(4) of the Agreement

Trade in Goods experts

Arbitrators proposed by Colombia

1. Juan Carlos Elorza
2. Ramón Madriñan
3. María Clara Lozano

Arbitrators proposed by the EU

1. Hannes Schloemann
2. Jan Bourgeois
3. Maurizio Mensi

Arbitrators proposed by Peru

1. Jose Antonio de la Puente
2. Marcela Zea
3. Julio Guadalupe

Chairpersons

1. Rafael Cornejo
2. Kirsten Hilman
3. Mario Matus

Experts in areas of Trade in Services, Establishments, Competition, Intellectual Property Rights or Government Procurement

Arbitrators proposed by Colombia

1. Eduardo Silva
2. Ernesto Rengifo
3. Ricardo Metke

Arbitrators proposed by the EU

1. Jan Wouters
2. Kim Van der Borght
3. Alexander Belohlavek

Arbitrators proposed by Peru

1. Luis Alonso García
2. Ricardo Paredes
3. Benjamín Chávez

Chairpersons

1. Luis González García
2. Luzius Wasescha
3. Thomas Cottier

DECISION No 4/2014 OF THE EU-COLOMBIA-PERU TRADE COMMITTEE

of 16 May 2014

Adoption of the Rules of Procedure for the Group of Experts in Trade and Sustainable Development referred to in Article 284(6) of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2015/1048]

THE TRADE COMMITTEE,

Having regard to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), signed in Brussels on 26 June 2012, and in particular Article 284(6) thereof,

Whereas:

(1) Article 284 of the Agreement provides that a Party may request that a Group of Experts be convened to examine a trade and sustainable development matter that has not been satisfactorily addressed through governmental consultations under Article 283 of the Agreement.

(2) At its first meeting the Trade Committee shall adopt Rules of Procedure for the functioning of the Group of Experts.

(3) The Trade Committee has the exclusive authority to evaluate and adopt decisions as envisaged in the Agreement regarding any subject matter which is referred to it by the specialised bodies established according to the Agreement,

HAS ADOPTED THIS DECISION:

1. The Rules of Procedure for the Group of Experts are established as set out in the Annex.

2. This Decision shall enter into force on 7 October 2014

Done at Lima, 16 May 2014

For the Trade Committee

Minister for Trade, Industry and Tourism of Colombia	*Commissioner for Trade of the European Commission*	*Minister for Foreign Trade and Tourism of Peru*
Cecilia ÁLVAREZ-CORREA	Karel DE GUCHT	Blanca Magali SILVA VELARDE-ÁLVAREZ

ANNEX

RULES OF PROCEDURE FOR THE GROUP OF EXPERTS OF THE TRADE AND SUSTAINABLE DEVELOPMENT TITLE

GENERAL PROVISIONS

1. In Title IX (Trade and Sustainable Development) of the Agreement and under these rules:

   (a) 'the Agreement' means the Trade Agreement between Colombia and Peru, of the one part, and the European Union and its Member States, of the other part, signed on 26 June 2012.

   (b) 'day' means a calendar day.

   (c) 'expertf' means a person with expertise on the issues covered by Title IX (Trade and Sustainable Development), who is suitable to be appointed to serve in a Group of Experts, in accordance with Article 284 of the Agreement.

   (d) 'Group of Experts' means a group convened in accordance with the procedures set out in Article 284 of the Agreement.

   (e) 'Party to a procedure' shall be understood as a consulting Party which participates in a procedure before a Group of Experts.

   (f) 'requesting Party' means any consulting Party which requests that a Group of Experts be convened pursuant to Article 284(1) of the Agreement.

2. The requesting Party shall be in charge of the logistical administration of proceedings, unless otherwise agreed. The Parties to a procedure shall equally share the costs derived from the organisation of a procedure of the Group of Experts, including the expenses of the experts. The Parties to a procedure may, however, decide that these costs, with the exception of the expenses of the experts, be distributed differently taking into account the particulars of the case and other circumstances that may be deemed relevant.

NOTIFICATIONS

3. The Parties shall transmit any request that a Group of Experts be convened, or any notice, written submission or other document by delivery against receipt, registered post, courier, facsimile transmission, telex, telegram or any other means of telecommunication that provides a record of the sending thereof.

4. Each Party to a procedure shall provide the other Party and each of the members of the Group of the Experts with a copy of each of its written submissions. A copy of the document shall also be provided in electronic format.

5. Minor errors of a clerical nature in any request, notice, written submission or other document related to the Group of Experts may be corrected by delivery of a new document clearly indicating the changes.

6. For the purposes of calculating a period of time under Articles 284 and 285 of the Agreement and these rules, such period shall begin to run on the day following the day when a notice, written submission or other document is received. If the last day of such period is an official holiday or a non-work day for any of the Parties to a procedure, the period is extended until the first work day which follows. Official holidays or non-work days occurring during the running of the period of time are included in calculating the period.

7. Where a Party to a procedure receives a document on a date other than the date on which this document is received by the other Party, any period of time that is calculated on the basis of the date of receipt of that document shall be calculated from the last date of receipt of that document.

ESTABLISHMENT OF A GROUP OF EXPERTS

8. If pursuant to Article 284 of the Agreement the Chairperson is selected by lot from the list of non-nationals of any Party to the Agreement, representatives of both Parties to a procedure shall be invited with due anticipation to be present when lots are drawn.

9. The Parties to a procedure shall notify experts regarding their appointment.

10. An expert who has been appointed according to the procedure established under Article 284 of the Agreement shall notify his/her acceptance to the Sub-committee on Trade and Sustainable Development within five days of the date in which he/she was informed of his/her appointment.

INITIATION OF THE GROUP OF EXPERTS

11. Unless the Parties to a procedure agree otherwise, these Parties shall meet with the Group of Experts within fourteen days of its establishment in order to determine such matters that such Parties or the Group of Experts deem appropriate.

12. (a) Unless the Parties to a procedure agree otherwise, within seven days from the date of establishment of the Group of Experts, the terms of reference of the Group of Experts shall be:

'to examine, in the light of the relevant provisions of the Trade and Sustainable Development Title, the matter referred to in the request for the establishment of the Group of Experts, and to issue a report, in accordance with Article 285 of Title IX (Trade and Sustainable Development) of the Agreement, making recommendations for satisfactorily addressing the matter.'.

(b) The Parties to a procedure must notify the agreed terms of reference to the Group of Experts within two days after reaching the agreement.

SUBMISSIONS

13. The Parties to a procedure may present submissions to the Group of Experts at any stage of the process. The Group of Experts may request and receive written submissions or any other information from organisations, institutions, and persons with relevant information or specialised knowledge, including written submissions or information from the relevant international organisations and bodies, on matters concerning the international conventions and agreements referred to in Articles 269 and 270 of the Agreement.

14. Once the Group of Experts has decided on the list of institutions, organisations and persons it will request information from, it will provide this list to the Parties to a procedure for their information. The Group of Experts shall notify the Parties to a procedure of any institutions, organisations, or persons it subsequently chooses to approach or of those making submissions to the Group of Experts on their own initiative.

OPERATION OF THE GROUP OF EXPERTS

15. The chairperson of the Group of Experts shall preside at all its meetings. The Group of Experts may delegate to the chairperson authority to make administrative decisions regarding the proceedings.

16. The chairperson shall inform the Parties to a procedure of administrative decisions; such administrative decisions will apply unless otherwise agreed by the Parties to a procedure.

17. Unless otherwise provided in the Agreement or in these Rules, the Group of Experts may conduct its activities by any means, including telephone, facsimile transmissions or computer links.

18. Only members of the Group of Experts may take part in the deliberations of the Group of Experts.

19. The drafting of any Group of Experts report shall remain the exclusive responsibility of the Group of Experts and may not be delegated.

20. Subject to the provisions of the Agreement and these Rules, where a procedural question arises that is not covered therein, the Group of Experts may adopt its own procedures to address such a question. Where a procedural question arises that is not covered by the provisions of the Agreement or in these Rules, a Group of Experts may adopt an appropriate procedure that is compatible with those provisions.

21. When the Group of Experts considers it is necessary to modify any period of time applicable to the proceedings or to make any other procedural or administrative adjustment, it shall inform the Parties to a procedure in writing of the reasons for the change or adjustment, indicating the period of time or adjustment needed. Such adjustment will apply unless otherwise agreed by the Parties to the procedure.

22. Consistent with Articles 284 and 285 of the Agreement and these rules, the Group of Experts shall conduct all proceedings in such a manner as it considers appropriate, provided that the Parties to a procedure are treated with equality, and that subject to Article 284(5) of the Agreement, each Party to a procedure is given a full opportunity to present its case.

23. Consistent with Articles 284 and 285 of the Agreement and these rules, the Parties to a procedure may request meetings with the Group of Experts after the initial report has been presented and prior to the presentation of the final report.

CONFIDENTIALITY

24. Each Party to a procedure shall treat as confidential any information submitted by the other Party to the Group of Experts which that Party has designated as confidential.

25. Where a Party to a procedure submits a confidential version of its written submissions to the Group of Experts, it shall also, upon request of the other Party, provide a non-confidential summary of the information contained in its submissions no later than 15 days after the date of either the request or the submission of the confidential version, whichever is later.

26. Written submissions made to the Group of Experts shall be considered confidential but shall be provided to the Parties to a procedure. The Parties to a procedure may issue joint statements of their positions to the extent that they do not contain confidential commercial information.

27. The Group of Experts shall meet in closed session when the submissions and arguments of any Party to a procedure contain confidential commercial information.

TRANSLATION AND INTERPRETATION

28. The Parties to a procedure shall have the right to present and receive written submissions in the languages of their choice.

29. Each Party to a procedure shall expeditiously arrange for and bear the costs of the translation of its written submissions into English and Spanish. The costs incurred during the deliberations of the Group of Experts for translation and interpretation into or from English and Spanish shall be shared by the Parties to a procedure. Translation and interpretation into or from other languages shall be borne by the requesting Party.

30. Group of Experts reports shall be notified in English and Spanish.

OTHER PROVISIONS

31. The Code of Conduct established for the List of Arbitrators under the Trade Agreement shall also apply for the Group of Experts.

DECISION No 5/2014 OF THE EU-COLOMBIA-PERU TRADE COMMITTEE

of 16 May 2014

Establishment of a Group of Experts on issues covered by the Title on Trade and Sustainable Development, referred to in Article 284(3) of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2015/1049]

THE TRADE COMMITTEE,

Having regard to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part ('the Agreement'), signed in Brussels on 26 June 2012, and in particular Article 284(3) thereof,

Whereas:

(1) Article 284 of the Agreement provides that a Party may request that a Group of Experts be convened to examine a trade and sustainable development matter that has not been satisfactorily addressed through governmental consultations under Article 283 of the Agreement.

(2) At its first meeting the Trade Committee shall endorse a list of at least 15 persons with expertise on issues covered by the Title on Trade and Sustainable Development.

(3) The Trade Committee has the exclusive authority to evaluate and adopt decisions as envisaged in the Agreement regarding any subject matter which is referred to it by the specialised bodies established according to the Agreement,

HAS ADOPTED THIS DECISION:

1. The lists of individuals who may serve as experts for the purposes of Article 284 of the Agreement are set out in the Annex to this Decision.

2. This Decision shall enter into force on 7 October 2014

Done at Lima, 16 May 2014

For the Trade Committee

Minister for Trade, Industry and Tourism of Colombia	*Commissioner for Trade of the European Commission*	*Minister for Foreign Trade and Tourism of Peru*
Cecilia ÁLVAREZ-CORREA	Karel DE GUCHT	Blanca Magali SILVA VELARDE-ÁLVAREZ

ANNEX

LIST OF EXPERTS REFERRED TO IN ARTICLE 284(3) OF THE AGREEMENT

List of experts

1. Claudia Martínez
2. Carlos Costa Posada
3. Enrique Borda Villegas
4. Katerine Bermúdez
5. Eddy Laurijssen
6. Jorge Cardona
7. Hélène Ruiz Fabri
8. Geert Van Calster
9. Jorge Mario Caillaux Zazzali
10. Rosario Gómez Gamarra
11. Jorge Toyama Miyagusuku
12. Alfonso de los Heros Pérez Albela

Chairpersons

1. Robert McCorquodale
2. Dane Ratliff
3. Jill Murray
4. Arthur Edmond Appleton
5. Maryse Robert
6. Orlando Pérez Gárate

ISSN 1977-0677 (electronic edition)
ISSN 1725-2555 (paper edition)

Publications Office of the European Union
2985 Luxembourg
LUXEMBOURG

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