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Legislation

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Contents

II *Non-legislative acts*

INTERNATIONAL AGREEMENTS

2011/808/EU:

- ★ **Council Decision of 5 December 2011 amending and extending the application period of Decision 2010/371/EU concerning the conclusion of consultations with the Republic of Madagascar under Article 96 of the ACP-EC Partnership Agreement** 1

REGULATIONS

- ★ **Commission Regulation (EU) No 1265/2011 of 30 November 2011 establishing a prohibition of fishing for herring in EU waters of Subdivisions 25-27, 28.2, 29 and 32 by vessels flying the flag of Poland** 6
- ★ **Commission Implementing Regulation (EU) No 1266/2011 of 6 December 2011 apportioning, for the 2011/12 marketing year, 5 000 tonnes of short flax fibre and hemp fibre as national guaranteed quantities between Denmark, Ireland, Greece, Italy and Luxembourg** 8
- ★ **Commission Implementing Regulation (EU) No 1267/2011 of 6 December 2011 amending Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries** 9

Price: EUR 3

(Continued overleaf)

EN

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

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

Commission Implementing Regulation (EU) No 1268/2011 of 6 December 2011 establishing the standard import values for determining the entry price of certain fruit and vegetables	23
Commission Implementing Regulation (EU) No 1269/2011 of 6 December 2011 amending the representative prices and additional import duties for certain products in the sugar sector fixed by Implementing Regulation (EU) No 971/2011 for the 2011/12 marketing year	25
Commission Implementing Regulation (EU) No 1270/2011 of 6 December 2011 fixing an acceptance percentage for the issuing of export licences, rejecting export-licence applications and suspending the lodging of export-licence applications for out-of-quota sugar	27

DECISIONS

2011/809/EU:

- ★ **Council Decision of 30 November 2011 on the position to be taken by the European Union within the General Council of the World Trade Organization on the extension of the WTO waiver in order to implement the EU autonomous preferential trade regime for the Western Balkans** 28

2011/810/EU:

- ★ **Council Decision of 30 November 2011 establishing the position to be taken by the European Union within the General Council of the World Trade Organization as regards requests for granting and/or extending certain WTO waivers** 29

2011/811/EU:

- ★ **Council Decision of 1 December 2011 appointing a Belgian member of the European Economic and Social Committee** 31

2011/812/EU:

- ★ **Council Decision of 1 December 2011 appointing a Swedish member and a Swedish alternate member of the Committee of the Regions** 32

2011/813/EU:

- ★ **Council Decision of 1 December 2011 appointing a Spanish alternate member of the Committee of the Regions** 33

2011/814/CFSP:

- ★ **Political and Security Committee Decision EUTM Somalia/2/2011 of 6 December 2011 on the establishment of the Committee of Contributors for the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia)** 34



II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

COUNCIL DECISION

of 5 December 2011

amending and extending the application period of Decision 2010/371/EU concerning the conclusion of consultations with the Republic of Madagascar under Article 96 of the ACP-EC Partnership Agreement

(2011/808/EU)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 ⁽¹⁾ and amended in Ouagadougou, Burkina Faso, on 22 June 2010 ⁽²⁾, hereinafter referred to as "the ACP-EC Partnership Agreement", and in particular Article 96 thereof,

Having regard to the Internal Agreement between the representatives of the governments of the Member States, meeting within the Council, on measures to be taken and procedures to be followed for the implementation of the ACP-EC Partnership Agreement ⁽³⁾, and in particular Article 3 thereof,

Having regard to the proposal from the European Commission,

In agreement with the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

(1) Decision 2010/371/EU of 7 June 2010 concerning the conclusion of consultations with the Republic of

Madagascar under Article 96 of the ACP-EU Partnership Agreement ⁽⁴⁾ was adopted in order to implement appropriate measures in response to the violation of the essential elements referred to in Article 9 of the said ACP-EU Partnership Agreement.

(2) These appropriate measures were extended until 6 December 2011 by Decision 2011/324/EU ⁽⁵⁾ since, after twelve months, no road map for a consensus-based transition had been signed by the Malagasy parties or endorsed by the Southern African Development Community (SADC), the African Union or the international community.

(3) Thanks to major efforts by all Malagasy political parties and the mediation of the SADC, a "roadmap" to end the crisis in Madagascar was signed by a clear majority of Madagascar's political stakeholders on 16 September 2011. This roadmap outlines the commitments entered into by the signatories with a view to a neutral, inclusive and consensus-based transition process leading to the holding of transparent, free and credible elections and the return to constitutional order. Implementation has already begun with the appointment of a consensus Prime Minister on 28 October 2011.

(4) Accordingly, the appropriate measures should be amended so that the European Union can support the transition process, on condition that the Malagasy side fulfils its commitments in terms of the key transition milestones of the roadmap or of those that may emerge by agreement in the course of any political dialogue between the Malagasy government and the Union.

⁽¹⁾ OJ L 317, 15.12.2000, p. 3.

⁽²⁾ OJ L 287, 4.11.2010, p. 3.

⁽³⁾ OJ L 317, 15.12.2000, p. 376.

⁽⁴⁾ OJ L 169, 3.7.2010, p. 13.

⁽⁵⁾ OJ L 146, 1.6.2011, p. 2.

(5) The period of application of Decision 2010/371/EU expires on 6 December 2011. The appropriate measures as amended by this Decision should be applicable for twelve months, subject to their regular review over this period,

(2) the appropriate measures set out in the letter in the Annex to Decision 2010/371/EU of 7 June 2010 are replaced by the appropriate measures set out in the Annex to this Decision.

HAS ADOPTED THIS DECISION:

Article 2

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

Article 1

Decision 2010/371/EU is hereby amended as follows:

Done at Brussels, 5 December 2011.

(1) in Article 3 the second sentence is replaced by the following:

"It shall remain in force during the period until 6 December 2012, subject to regular review during this period";

For the Council

The President

M. DOWGIELEWICZ

ANNEX

LETTER TO THE INTERIM PRESIDENT

Sir,

The European Union (EU) attaches the utmost importance to the provisions of Article 9 of the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 and amended in Ouagadougou, Burkina Faso, on 22 June 2010 (hereinafter "ACP-EC Partnership Agreement"). As essential elements of the ACP-EU Partnership Agreement, respect for human rights, democratic institutions and the rule of law form the basis of our relations.

By letter of 16 June 2011, the European Union informed you of its Decision 2011/324/EU to extend until 6 December 2011 the appropriate measures under Article 96(2)(c) of the ACP-EC Partnership Agreement.

Since that date the European Union has closely monitored developments in your country and actively supported the mediation efforts brokered by the Southern African Development Community (SADC) and supported in particular by the Indian Ocean Commission and other African partners, which finally led to the signing on 16 September 2011 of the "roadmap" to end the crisis in Madagascar, as amended and explicitly extended to cover the return to Madagascar of all Malagasy citizens in exile for political reasons following the SADC summit on 11 and 12 June 2011.

The European Union welcomes the signing of the roadmap, which opens the way to a transition process leading to the holding of transparent, free and credible elections and a rapid return to constitutional order. The European Union would point out that it remains ready to back the transition process and support it politically and financially, should it be called on to do so by the SADC and the African Union (AU), and in close cooperation with the international community. The European Union is ready to intensify the political dialogue with the transition authorities emerging from the implementation of the roadmap in order to examine the conditions and detailed arrangements for support.

In accordance with Articles 4, 5, 6 and 8 of the roadmap, the appointment of the consensus prime minister and the transitional government are crucial steps in the implementation of the process since they are responsible for creating the necessary conditions for the holding of credible, fair and transparent elections, in cooperation with the international community.

Political and financial support from the European Union is subject to the Malagasy party's fulfilling the commitments set out below:

Commitments of the Malagasy party	Commitments of the European Union
Signing of the roadmap	<p>Statement by the spokesperson of the High Representative of the Union for Foreign Affairs and Security Policy (HR) (welcoming the signing and expressing willingness to offer political and financial support for implementation of the transition, subject to its being carried out)</p> <p>Initial high-level contacts with the Malagasy authorities (visit of two Malagasy ministers)</p> <p>Identification/formulation of programmes to support vulnerable sections of the population (Health, education and nutrition programme, Programme of support for civil society, Food security and rural infrastructure programme, Labour-intensive rural roads programme) under the 10th European Development Fund (EDF) for around EUR 100 million and budget lines</p> <p>Identification of programmes to support the transition under the 10th EDF and budget lines</p> <p>Identification of development cooperation programmes under the 10th EDF mainly via the Technical Cooperation Facility (TCF) of EUR 6 million (in the intervention areas specified in the national indicative programmes (NIP) of the 10th EDF) and budget lines and European Investment Bank operations.</p>
Appointment of the consensus prime minister and transitional government of national unity	Recognition of the legitimacy of Madagascar's interim President and government, opening the door to the presentation of credentials by the EU's ambassador to Madagascar

Commitments of the Malagasy party	Commitments of the European Union
	<p>EU's affirmative response and active participation, in consultation with the SADC and the AU, in coordinating the international community's joint response</p> <p>Identification of electoral support measures under various instruments, in particular the Stability Instrument, taking into account available financial resources</p> <p>Formulation of programmes to support the transition under the 10th EDF and budget lines</p> <p>Formulation of development cooperation programmes under the 10th EDF (in the intervention areas specified in the NIP of the 10th EDF) and budget lines.</p>
<p>Setting up a transitional parliament and independent national electoral commission (CENI) and drafting and implementing a credible electoral framework with United Nations (UN) support (electoral evaluation report)</p>	<p>If the report of the UN electoral assessment mission is deemed satisfactory and the electoral timetable realistic:</p> <ul style="list-style-type: none"> — Inclusion of Madagascar in the list of priority countries for an EU election observation mission in 2012, thus confirming the Union's willingness to send an EU election observation mission, depending on available funds and following the results of an exploratory mission — Formulation of electoral support measures using various instruments, in particular the stability instrument, taking into account available financial resources
<p>Adoption of an amnesty law ratified by the interim parliament and adoption by the said parliament of a law laying down the conditions for implementing the resignation of the interim president, the prime minister and members of the interim government if they decide to stand for election</p>	<p>Identification/formulation of measures to support national reconciliation and democratisation</p>
<p>Holding of parliamentary and presidential elections</p>	<p>Sending an EU election observation mission, depending on available funds</p>
<p>Proclamation of the election results</p>	<p>Statement by HR on the conduct and results of the elections and assessment of their credibility</p> <p>If the assessment of the elections is favourable, start of the procedure for repealing the Decision under Article 96 of the ACP-EC Partnership Agreement and the European Commission's decision to take over the functions of NAO</p>
<p>New president, government and parliament take up their functions and the country returns to constitutional order</p>	<p>EU statement by the HR and the Commissioner for development welcoming the return to constitutional order and confirming the full normalisation of relations between the EU and Madagascar and complete resumption of development cooperation</p> <p>Repeal of the Decision under Article 96 of the ACP-EU Partnership Agreement and the Commission's decision to take over the functions of the NAO</p>

We urge you and all Malagasy political stakeholders to persevere in your efforts to implement the roadmap as soon as possible so that the EU can support the consensus-based, neutral transition process to help Madagascar emerge from the crisis.

The European Union has decided to replace the appropriate measures set out in the letter annexed to Decision 2010/371/EU with the following appropriate measures:

- humanitarian and emergency aid is not affected,
- the European Commission will implement certain projects and programmes that directly benefit the population,
- budgetary aid provided for in the 9th and 10th EDF NIPs will remain suspended,

- projects and programmes already under way under the 9th EDF will continue to be implemented, except for activities and payments directly involving the government and its agencies; a revision may be possible in the light of developments in the political situation. Amendments and addenda to current contracts will be examined on a case-by-case basis,
- regional projects will be evaluated on a case-by-case basis,
- the implementation of the 10th EDF NIP is subject to the Malagasy party's fulfilment of the commitments set out in the above schedule. The said fulfilment of these commitments will find a response from the European Union, which will gradually implement development cooperation programmes, measures to support the transition and particularly the electoral process, and will eventually fully resume development cooperation, making the main part of the funds allocated available to Madagascar.

These measures will remain in force for 12 months but may be reviewed at any moment in the light of positive or negative developments in the political situation in Madagascar.

Yours faithfully,

For the Council

For the Commission

REGULATIONS

COMMISSION REGULATION (EU) No 1265/2011

of 30 November 2011

**establishing a prohibition of fishing for herring in EU waters of Subdivisions 25-27, 28.2, 29 and 32
by vessels flying the flag of Poland**

THE EUROPEAN COMMISSION,

HAS ADOPTED THIS REGULATION:

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

Article 1

Quota exhaustion

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2011 shall be deemed to be exhausted from the date set out in that Annex.

Whereas:

Article 2

Prohibitions

(1) Council Regulation (EU) No 1124/2010 of 29 November 2010 fixing for 2011 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in the Baltic Sea ⁽²⁾, lays down quotas for 2011.

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

(2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2011.

Article 3

Entry into force

(3) It is therefore necessary to prohibit fishing activities for that stock,

This Regulation shall enter into force on the day following 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 November 2011.

*For the Commission,
On behalf of the President,*

Lowri EVANS

Director-General for Maritime Affairs and Fisheries

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ OJ L 318, 4.12.2010, p. 1.

ANNEX

No	77/T&Q
Member State	Poland
Stock	HER/3D25.; HER/3D26.; HER/3D27.; HER/3D28.; HER/3D29.; HER/3D32. (HER/3D-R30)
Species	Herring (<i>Clupea harengus</i>)
Zone	EU waters of Subdivisions 25-27, 28.2, 29 and 32
Date	15.11.2011

COMMISSION IMPLEMENTING REGULATION (EU) No 1266/2011

of 6 December 2011

apportioning, for the 2011/12 marketing year, 5 000 tonnes of short flax fibre and hemp fibre as national guaranteed quantities between Denmark, Ireland, Greece, Italy and Luxembourg

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products ⁽¹⁾, and in particular Article 95, in conjunction with Article 4, thereof,

Whereas:

- (1) Article 8(1) of Commission Regulation (EC) No 507/2008 of 6 June 2008 laying down detailed rules for the application of Council Regulation (EC) No 1673/2000 on the common organisation of the markets in flax and hemp grown for fibre ⁽²⁾ lays down that the apportioning of 5 000 tonnes of short flax fibre and hemp fibre as national guaranteed quantities, as provided for in Article 94(1a) of Regulation (EC) No 1234/2007 for the marketing year 2011/12, must be effected before 16 November of the marketing year in progress.
- (2) To that end, Italy has sent the Commission information relating to areas covered by sale/purchase contracts, processing commitments and processing contracts, and estimated flax and hemp straw and fibre yields.
- (3) Conversely, no flax or hemp fibre will be produced for the 2011/12 marketing year in Denmark, Ireland, Greece or Luxembourg.

(4) On the basis of estimates of production resulting from the information provided, total production in the five Member States concerned will not reach the overall quantity of 5 000 tonnes allocated to them, and the national guaranteed quantities as set out below should be set.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

Article 1

For the 2011/12 marketing year, the apportionment in national guaranteed quantities provided for in Article 94(1a) in conjunction with Annex XI A.II.(b) of Regulation (EC) No 1234/2007 shall be as follows:

- | | |
|--------------|------------|
| — Denmark | 0 tonnes, |
| — Ireland | 0 tonnes, |
| — Greece | 0 tonnes, |
| — Italy | 15 tonnes, |
| — Luxembourg | 0 tonnes. |

Article 2

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

It shall apply from 16 November 2011.

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

Done at Brussels, 6 December 2011.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 149, 7.6.2008, p. 38.

COMMISSION IMPLEMENTING REGULATION (EU) No 1267/2011**of 6 December 2011****amending Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 ⁽¹⁾, and in particular Article 33(3) and Article 38(d) thereof,

Whereas:

- (1) Pursuant to Article 10 of Commission Regulation (EC) No 1235/2008 ⁽²⁾ the Commission is to draw up a list of control bodies and control authorities competent to carry out controls and issue certificates in third countries for the purpose of equivalence and is to publish that list in Annex IV to that Regulation.
- (2) The Commission has examined the requests for inclusion in that list received by 31 October 2009 and has considered only complete requests. The control bodies and control authorities concerned were asked to provide additional information within 2 months in order to allow the Commission to verify whether or not they complied with the requirements of Article 11 of Regulation (EC) No 1235/2008. Only those control bodies and control authorities in respect of which the subsequent examination of all information received led to the conclusion that they complied with those requirements should be included in the list in Annex IV to Regulation (EC) No 1235/2008.
- (3) Due to the large number of requests from control bodies and control authorities for which additional information has been asked, the assessment of the requests and the establishment of the first list took more time than foreseen. In the light of experience, Member States should be allowed to continue to grant import authorisations, but those authorisations should have a maximum duration of validity, and the Member States should be allowed a longer period during which they may continue to grant those authorisations.
- (4) During the assessment of the requests, difficulties can arise in understanding the circumstances where a control body or a control authority may be withdrawn from the list pursuant to Article 12(2) of Regulation (EC) No 1235/2008. In order to avoid further difficulties, it is

necessary to clarify those circumstances. However, those clarifications should not impose any new obligation on the control bodies or control authorities.

- (5) The experience has shown that difficulties can arise in interpreting the consequences of irregularities or infringements affecting the organic status of a product. In order to avoid further difficulties and to clarify the link between Regulation (EC) No 1235/2008 as amended by this Regulation and the other provisions in force as regards imports of organic products from third countries, it therefore appears necessary to recall the duties of the control body or control authority of Member States as regards non-compliant products imported in accordance with Article 33(3) of Regulation (EC) No 834/2007. However, that clarification should not impose any new obligations on the control body or control authority and Member States.
- (6) In order to ensure the smooth transition from the system of national authorisations to the list of control bodies and control authorities competent to carry out controls and issue certificates in third countries for the purpose of equivalence, this Regulation should apply from 1 July 2012.
- (7) Regulation (EC) No 1235/2008 should therefore be amended accordingly.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the regulatory Committee on organic production,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1235/2008 is amended as follows:

- (1) In Article 12, paragraph 2 is replaced by the following:

‘2. In accordance with the procedure referred to in Article 37(2) of Regulation (EC) No 834/2007 a control body or a control authority, or a reference to a specific product category or to a specific third country in relation to that control body or control authority, may be withdrawn from the list referred to in Article 10 of this Regulation in the following cases:

- (a) if its annual report referred to paragraph 1(b) has not been received by the Commission by 31 March;

⁽¹⁾ OJ L 189, 20.7.2007, p. 1.

⁽²⁾ OJ L 334, 12.12.2008, p. 25.

- (b) if it does not notify the Commission in due time of changes to its technical dossier;
- (c) if it does not provide information to the Commission during the investigations of an irregularity case;
- (d) if it fails to take adequate corrective measures in response to the irregularities and infringements observed;
- (e) if it does not agree to an on-the-spot examination required by the Commission, or if an on-the-spot examination comes up with a negative result due to systematic malfunctioning of control measures;
- (f) in any other situation presenting the risk for the consumer to be misled about the true nature of the products certified by the control body or the control authority.

If a control body or a control authority fails to take appropriate and timely remedial action after request by the Commission within a period which the Commission shall determine according to the severity of the problem and which generally may not be less than 30 days, the Commission shall withdraw it from the list without delay in accordance with the procedure referred to in Article 37(2) of Regulation (EC) No 834/2007. That withdrawal decision shall be published in the *Official Journal of the European Union*. The Commission shall make the amended list available as soon as possible to the public by any appropriate technical means, including publication on the Internet.;

- (2) Article 15 is replaced by the following:

'Article 15

Non-compliant products

1. Without prejudice to any measures or actions taken in accordance with Article 30 of Regulation (EC) No 834/2007 and/or Regulation (EC) No 889/2008, the release for free circulation in the Union of products not in conformity with the requirements of Regulation (EC) No 834/2007 shall be conditional on the removal of references to organic production from the labelling, advertising and accompanying documents.

2. Without prejudice to any measures or actions to be taken in accordance with Article 30 of Regulation (EC) No 834/2007, in case of suspicion of infringements and irregularities as regards compliance of the products imported in accordance with Article 33(3) of Regulation (EC) No 834/2007 with the requirements laid down in that Regulation, the importer shall take all necessary measures in accordance with Article 91(1) of Regulation (EC) No 889/2008.

The importer and the control authority or control body which issued the certificate of inspection as referred to in

Article 13 of this Regulation shall immediately inform the control bodies, control authorities and competent authorities of the Member States concerned and of the third countries involved in the organic production of the products in question and, where appropriate, the Commission. The control authority or control body may require that the product cannot be placed on the market with indications referring to the organic production method until it is satisfied, by the information received from the operator or from other sources, that the doubt has been eliminated.

3. Without prejudice to any measures or actions to be taken in accordance with Article 30 of Regulation (EC) No 834/2007, where a control authority or control body of a Member State or a third country has a substantiated suspicion of an infringement or irregularities as regards compliance of the products imported in accordance with Article 33(3) of Regulation (EC) No 834/2007 with the requirements laid down in that Regulation, it shall take all necessary measures in accordance with Article 91(2) of Regulation (EC) No 889/2008 and shall immediately inform the control bodies, control authorities and competent authorities of the Member States concerned and of the third countries involved in the organic production of the products in question and the Commission.;

- (3) Article 19 is amended as follows:

- (a) in paragraph 1, the third subparagraph is replaced by the following:

'Authorisations shall expire at the latest 12 months after being granted except those which have already been granted for a longer period before 1 July 2012.;

- (b) paragraph 4 is replaced by the following:

'4. Member States shall no longer grant the authorisations referred to in paragraph 1 of this Article from 1 July 2013 unless:

— the imported products in question are goods for which the organic production in the third country was controlled by a control body or a control authority not on the list set up in accordance with Article 10, or

— the imported products in question are goods for which the organic production in the third country was controlled by a control body or a control authority on the list set up in accordance with Article 10 but the goods do not belong to any of the product categories listed in Annex IV in respect of the control body or control authority for that third country.;

(c) in paragraph 5, '1 January 2013' is replaced by '1 July 2014';

Article 2

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

(4) Annex IV is replaced by the text set out in the Annex to this Regulation.

It shall apply from 1 July 2012.

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

Done at Brussels, 6 December 2011.

For the Commission

The President

José Manuel BARROSO

ANNEX

‘ANNEX IV

LIST OF CONTROL BODIES AND CONTROL AUTHORITIES FOR THE PURPOSE OF EQUIVALENCE AND RELEVANT SPECIFICATIONS REFERRED TO IN ARTICLE 10

For the purpose of this Annex, the product categories are designated by the following codes:

- A: Unprocessed plant products
- B: Live animals or unprocessed animal products
- C: Aquaculture products
- D: Processed agricultural products for use as food (*)
- E: Processed agricultural products for use as feed (*)
- F: Seeds and propagating material

The Internet website, in accordance with Article 10(2)(e), where the list of operators subject to the control system can be found, as well as a contact point where information is readily available on their certification status, the product categories concerned, as well as the suspended and decertified operators and products, can be found at the Internet address referred to in point 2 for each control body or control authority, unless otherwise specified.

“Organska Kontrola”

- Address: Hamdije Čemerlića 2/10, 71000 Sarajevo, Bosnia and Herzegovina
- Internet address: <http://www.organskakontrola.ba>
- Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
BA	BA-BIO-101	x	—	—	x	—	—

- Exceptions: in-conversion products
- Duration of inclusion in the list: until 30 June 2015

“CCPB Srl”

- Address: Via Jacopo Barozzi N.8, 40126 Bologna, Italy
- Internet address: <http://www.ccpb.it>
- Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
HR	HR-BIO-102	—	—	—	x	—	—

- Exceptions: in-conversion products
- Duration of inclusion in the list: until 30 June 2015

(*) Ingredients have to be certified by a recognised control body or control authority according to Article 33(3) or produced and certified within the scope of a recognised third country according to Article 33(2) of Regulation (EC) No 834/2007 or produced and certified in the Union in accordance with Regulation (EC) No 834/2007.

“Organic Food Development Center”

1. Address: 8 Jiang-Wang-Miao St., Nanjing 210042, China

2. Internet address: <http://www.ofdc.org.cn>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
CN	CN-BIO-103	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Certificadora Mexicana de productos y procesos ecológicos S.C.”

1. Address: Calle 16 de septiembre No 204, Ejido Guadalupe Victoria, Oaxaca, Mexico, C.P. 68026

2. Internet address: <http://www.certimexsc.com>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
MX	MX-BIO-104	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“California Certified Organic Farmers”

1. Address: 2155 Delaware Avenue, Suite 150, Santa Cruz, CA 95060, United States

2. Internet address: <http://www.ccof.org>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
MX	MX-BIO-105	x	—	—	x	—	x
US	US-BIO-105	x	x	—	x	x	x

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Organic Certifiers”

1. Address: 6500 Casitas Pass Road, Ventura, CA 93001, United States

2. Internet address: <http://www.organiccertifiers.com>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
KR	KR-BIO-106	x	—	—	x	—	—
MX	MX-BIO-106	x	—	—	—	—	—
PH	PH-BIO-106	x	—	—	x	—	—
US	US-BIO-106	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Australian Certified Organic”

1. PO Box 530 — 766 Gympie Rd, Chermiside QLD 4032, Australia

2. Internet address: <http://www.australianorganic.com.au>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
CK	CK-BIO-107	x	—	—	—	—	—
FJ	FJ-BIO-107	x	—	—	x	—	—
FK	FK-BIO-107	—	x	—	—	—	—
HK	HK-BIO-107	x	—	—	x	—	—
KR	KR-BIO-107	—	—	—	x	—	—
MG	MG-BIO-107	x	—	—	x	—	—
PG	PG-BIO-107	x	—	—	x	—	—
TH	TH-BIO-107	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Organic Standard”

1. Address: 51-B, Bohdana Khmelnytskoho str., Kyiv, 01030, Ukraine

2. Internet address: <http://www.organicstandard.com.ua>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
UA	UA-BIO-108	x	x	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Ekolojik Tarım Kontrol Organizasyonu”

1. Address: 160 Sok. 13/7 Bornova, 35040 Izmir, Turkey
2. Internet address: <http://www.etko.org>
3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
AZ	AZ-BIO-109	x	—	—	x	—	—
GE	GE-BIO-109	x	—	—	—	—	—
KZ	KZ-BIO-109	x	—	—	x	—	—
RU	RU-BIO-109	x	—	—	x	—	—
RS	RS-BIO-109	x	—	—	x	—	—
TR	TR-BIO-109	x	x	—	x	—	—
UA	UA-BIO-109	x	—	—	x	—	—

4. Exceptions: in-conversion products
5. Duration of inclusion in the list: until 30 June 2015

“Organización Internacional Agropecuaria”

1. Address: Av. Santa Fe 830 — (B1641ABN) — Acassuso, Buenos Aires — Argentina
2. Internet address: <http://www.oia.com.ar>
3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
UY	UY-BIO-110	—	x	—	—	—	—
BR	BR-BIO-110	—	x	—	—	—	—

4. Exceptions: in-conversion products
5. Duration of inclusion in the list: until 30 June 2015

“International Certification Services, Inc.”

1. Address: 301 5th Ave SE Medina, ND 58467, United States
2. Internet address: <http://www.ics-intl.com>
3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
MX	MX-BIO-111	—	—	—	x	—	—
PF	PF-BIO-111	—	—	—	x	—	—
US	US-BIO-111	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Ecoglobe”

1. Address: 1, A. Khachaturyan Str., apt. 66, 0033 Yerevan, Armenia

2. Internet address: <http://www.ecoglobe.am>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
AM	AM-BIO-112	x	—	—	x	—	—
RU	RU-BIO-112	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Quality Assurance International”

1. Address: 9191 Town Centre Road, Suite 200, San Diego, CA 92122, United States

2. Internet address: <http://www.qai-inc.com>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
MX	MX-BIO-113	x	—	—	x	—	—
PY	PY-BIO-113	x	—	—	x	—	—
US	US-BIO-113	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“LibanCert”

1. Address: Chiah-Boulevard Kamil Chamoun — Baaklini Center — 4th floor, Beirut, Lebanon

2. Internet address: <http://www.libancert.org>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
JO	JO-BIO-114	x	—	—	x	—	—
LB	LB-BIO-114	x	—	—	x	—	—
SY	SY-BIO-114	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Istituto Certificazione Etica e Ambientale”

1. Address: Via Nazario Sauro 2, 40121 Bologna, Italy
2. Internet address: <http://www.icea.info>
3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
AE	AE-BIO-115	x	—	—	x	—	—
AL	AL-BIO-115	x	—	—	x	—	—
LA	LA-BIO-115	—	—	—	x	—	—
LB	LB-BIO-115	—	—	—	x	—	—
MD	MD-BIO-115	x	—	—	x	—	—
MG	MG-BIO-115	x	—	—	x	—	—
MX	MX-BIO-115	x	—	—	x	—	—
MY	MY-BIO-115	—	—	—	x	—	—
SN	SN-BIO-115	x	—	—	—	—	—
SY	SY-BIO-115	x	—	—	x	—	—
TH	TH-BIO-115	—	—	—	x	—	—
TR	TR-BIO-115	x	—	—	x	—	—
UY	UY-BIO-115	x	—	—	x	—	—
VN	VN-BIO-115	—	—	—	x	—	—

4. Exceptions: in-conversion products
5. Duration of inclusion in the list: until 30 June 2015

“Oregon Tilth”

1. Address: 260 SW Madison Ave, Ste 106, Corvallis, OR 97333, United States
2. Internet address: <http://tilth.org>
3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
US	US-BIO-116	x	—	—	x	—	x

4. Exceptions: in-conversion products
5. Duration of inclusion in the list: until 30 June 2015

“Caucacert Ltd”

1. Address: 2, Marshal Gelovani Street, 5th floor, Suite 410, Tbilisi 0159, Georgia
2. Internet address: <http://www.caucacert.ge>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
GE	GE-BIO-117	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Bio Latina Certificadora”

1. Address: Av. Alfredo Benavides 330, Ofic. 203, Miraflores, Lima 18, Peru

2. Internet address: <http://www.biolatina.com>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
PE	PE-BIO-118	x	—	—	—	—	—
BO	BO-BIO-118	x	—	—	—	—	—
NI	NI-BIO-118	x	—	—	—	—	—
HN	HN-BIO-118	x	—	—	—	—	—
CO	CO-BIO-118	x	—	—	—	—	—
GT	GT-BIO-118	x	—	—	—	—	—
PA	PA-BIO-118	x	—	—	—	—	—
MX	MX-BIO-118	x	—	—	—	—	—
VE	VE-BIO-118	x	—	—	—	—	—
SV	SV-BIO-118	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“The national association for sustainable agriculture, Australia”

1. Address: Unit 7/3 Mount Barker Road, Stirling SA 5152, Australia

2. Internet address: <http://www.nasaa.com.au>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
ID	ID-BIO-119	—	—	—	x	—	—
LK	LK-BIO-119	—	—	—	x	—	—
NP	NP-BIO-119	—	—	—	x	—	—
PG	PG-BIO-119	—	—	—	x	—	—
SB	SB-BIO-119	—	—	—	x	—	—
TL	TL-BIO-119	—	—	—	x	—	—
WS	WS-BIO-119	—	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Organic crop improvement association”

1. Address: 1340 North Cotner Boulevard, Lincoln, NE 68505-1838, United States

2. Internet address: <http://www.ocia.org>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
GT	GT-BIO-120	x	—	—	x	—	—
MX	MX-BIO-120	x	—	—	x	—	—
NI	NI-BIO-120	x	—	—	x	—	—
PE	PE-BIO-120	x	—	—	x	—	—
SV	SV-BIO-120	x	—	—	x	—	—
US	US-BIO-120	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Organic agriculture certification Thailand”

1. Address: 619/43 Kiatngamwong Building, Ngamwongwan Rd., Tambon Bangkhen, Muang District, Nonthaburi 11000, Thailand

2. Internet address: <http://www.actorganic-cert.or.th>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
ID	ID-BIO-121	x	—	—	x	—	—
LA	LA-BIO-121	x	—	—	x	—	—
TH	TH-BIO-121	x	—	—	x	—	—
VN	VN-BIO-121	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Instituto Biodinamico Certificações”

1. Address: Rua Dr Costa Leite, 1351, 18.602.110, Botucatu SP, Brazil

2. Internet address: <http://www.ibd.com.br>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
BR	BR-BIO-122	x	x	—	x	x	—
CN	CN-BIO-122	x	—	—	x	—	—
MX	MX-BIO-122	—	x	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“IMO Control Latinoamérica Ltda.”

1. Address: Calle Pasoskanki 2134, Cochabamba, Bolivia

2. Internet address: <http://www.imo.ch>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
BO	BO-BIO-123	x	—	—	x	—	—
DO	DO-BIO-123	x	—	—	—	—	—
GT	GT-BIO-123	x	—	—	—	—	—
MX	MX-BIO-123	x	—	—	x	—	—
NI	NI-BIO-123	x	—	—	—	—	—
PE	PE-BIO-123	x	—	—	x	—	—
PY	PY-BIO-123	x	—	—	x	—	—
SV	SV-BIO-123	x	—	—	—	—	—
VE	VE-BIO-123	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Uganda Organic Certification Ltd”

1. Address: P.O. Box 33743, Kampala, Uganda

2. Internet address: <http://www.ugocert.org>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
UG	UG-BIO-124	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Center of Organic Agriculture in Egypt”

1. Address: 14 Ibrahim Shawarby St. New Nozha, P.O.Box 1535 Alf Maskan 11777, Cairo, Egypt

2. Internet address: <http://www.coae-eg.com>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
EG	EG-BIO-125	x	—	—	x	—	x
SA	SA-BIO-125	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Bolicert Ltd”

1. Address: Street Colon 756, floor 2, office 2A, Edif. Valdivia Casilla 13030, La Paz, Bolivia

2. Internet address: <http://www.bolicert.org>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
BO	BO-BIO-126	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Washington State Department of Agriculture”

1. Address: 1111 Washington Street, PO Box 42560 Olympia WA 98504-2560, United States

2. Internet address: <http://agr.wa.gov>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
US	US-BIO-127	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Certisys”

1. Address: Rue Joseph Bouché 57/3, 5310 Bolinne, Belgium

2. Internet address: <http://www.certisys.eu>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
BF	BF-BIO-128	x	—	—	x	—	—
GH	GH-BIO-128	x	—	—	x	—	—
ML	ML-BIO-128	x	—	—	x	—	—
SN	SN-BIO-128	x	—	—	x	—	—
VN	VN-BIO-128	—	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“Doalnara Certified Organic Korea, LLC”

1. Address: 192-3 Jangyang-ri, Socho-myeon, Wonju-si, Gangwon, South Korea

2. Internet address: <http://dcok.systemdcok.or.kr>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
KR	KR-BIO-129	x	—	—	x	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015

“BioGro New Zealand Limited”

1. Address: PO Box 9693 Marion Square, Wellington 6141, New Zealand

2. Internet address: <http://www.biogro.co.nz>

3. Third countries, code numbers and product categories concerned:

Third country	Code number	Category of products					
		A	B	C	D	E	F
VU	VU-BIO-130	x	—	—	—	—	—

4. Exceptions: in-conversion products

5. Duration of inclusion in the list: until 30 June 2015'

COMMISSION IMPLEMENTING REGULATION (EU) No 1268/2011**of 6 December 2011****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 Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽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:

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,

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 hereto.

Article 2

This Regulation shall enter into force on 7 December 2011.

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

Done at Brussels, 6 December 2011.

*For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽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	58,7
	MA	47,0
	MK	68,6
	TR	87,1
	ZZ	65,4
0707 00 05	TR	103,7
	ZZ	103,7
0709 90 70	MA	31,6
	TR	122,9
	ZZ	77,3
0805 10 20	AR	41,5
	BR	41,5
	MA	56,6
	TR	45,8
	UY	42,5
	ZA	51,9
	ZZ	46,6
0805 20 10	MA	64,0
	ZZ	64,0
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	HR	32,0
	IL	76,9
	JM	129,1
	TR	77,0
	ZZ	78,8
0805 50 10	TR	53,9
	ZZ	53,9
0808 10 80	CA	120,5
	CL	90,0
	CN	71,1
	US	123,5
	ZA	180,1
	ZZ	117,0
0808 20 50	CN	48,8
	TR	133,1
	ZZ	91,0

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION IMPLEMENTING REGULATION (EU) No 1269/2011**of 6 December 2011****amending the representative prices and additional import duties for certain products in the sugar sector fixed by Implementing Regulation (EU) No 971/2011 for the 2011/12 marketing year**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (single CMO Regulation) ⁽¹⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular Article 36(2), second subparagraph, second sentence thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2011/12 marketing year are fixed by Commission Implementing Regulation (EU) No 971/2011 ⁽³⁾. These prices and duties have been last amended by Commission Implementing Regulation (EU) No 1218/2011 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that those amounts should be amended in accordance with the rules and procedures laid down in Regulation (EC) No 951/2006,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties applicable to imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Implementing Regulation (EU) No 971/2011 for the 2011/12 marketing year, are hereby amended as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 7 December 2011.

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

Done at Brussels, 6 December 2011.

*For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 254, 30.9.2011, p. 12.

⁽⁴⁾ OJ L 310, 25.11.2011, p. 8.

ANNEX

Amended representative prices and additional import duties applicable to white sugar, raw sugar and products covered by CN code 1702 90 95 from 7 December 2011

(EUR)

CN code	Representative price per 100 kg net of the product concerned	Additional duty per 100 kg net of the product concerned
1701 11 10 ⁽¹⁾	41,35	0,00
1701 11 90 ⁽¹⁾	41,35	2,50
1701 12 10 ⁽¹⁾	41,35	0,00
1701 12 90 ⁽¹⁾	41,35	2,20
1701 91 00 ⁽²⁾	45,89	3,70
1701 99 10 ⁽²⁾	45,89	0,57
1701 99 90 ⁽²⁾	45,89	0,57
1702 90 95 ⁽³⁾	0,46	0,24

⁽¹⁾ For the standard quality defined in point III of Annex IV to Regulation (EC) No 1234/2007.⁽²⁾ For the standard quality defined in point II of Annex IV to Regulation (EC) No 1234/2007.⁽³⁾ Per 1 % sucrose content.

COMMISSION IMPLEMENTING REGULATION (EU) No 1270/2011**of 6 December 2011****fixing an acceptance percentage for the issuing of export licences, rejecting export-l licence applications and suspending the lodging of export-l licence applications for out-of-quota sugar**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular Article 7e in conjunction with Article 9(1) thereof,

Whereas:

- (1) According to Article 61, first subparagraph, point (d) of Regulation (EC) No 1234/2007 the sugar produced during the marketing year in excess of the quota referred to in Article 56 of that Regulation may be exported only within the quantitative limit fixed by the Commission.
- (2) Commission Implementing Regulation (EU) No 372/2011 of 15 April 2011 fixing the quantitative limit for the exports of out-of-quota sugar and isoglucose until the end of the 2011/2012 marketing year ⁽³⁾ sets the abovementioned limits.

- (3) The quantities of sugar covered by applications for export licences exceed the quantitative limit fixed by Article 1(1)(a) of Implementing Regulation (EU) No 372/2011. An acceptance percentage should therefore be set for quantities applied for on 1 December 2011. All export-l licence applications for sugar lodged after 2 December 2011 should accordingly be rejected and the lodging of export-l licence applications should be suspended,

HAS ADOPTED THIS REGULATION:

Article 1

1. Export licences for out-of-quota sugar for which applications were lodged on 1 December 2011 shall be issued for the quantities applied for, multiplied by an acceptance percentage of 51,679586 %.
2. Applications for out-of-quota sugar export licences submitted on 5, 6 and 7 December 2011 are hereby rejected.
3. The lodging of applications for out-of-quota sugar export licences shall be suspended for the period 8 December 2011 to 31 December 2011.

Article 2

This Regulation shall enter into force on the day following 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, 6 December 2011.

*For the Commission,
On behalf of the President,*

José Manuel SILVA RODRÍGUEZ
*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 102, 16.4.2011, p. 8.

DECISIONS

COUNCIL DECISION

of 30 November 2011

on the position to be taken by the European Union within the General Council of the World Trade Organization on the extension of the WTO waiver in order to implement the EU autonomous preferential trade regime for the Western Balkans

(2011/809/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(9), thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The Union has adopted legislation renewing the autonomous preferential trade regime for the Western Balkans until 31 December 2015. In the absence of a waiver from the Union's obligations under paragraph 1 of Article I of the General Agreement on Tariffs and Trade 1994 (GATT 1994), the treatment provided for in the autonomous preferential trade regime would need to be extended to all other Members of the World Trade Organization (WTO). It is therefore appropriate to seek a waiver from paragraph 1 of Article I GATT 1994 pursuant to paragraph 3 of Article IX of the Marrakesh Agreement establishing the World Trade Organization.

(2) The Union submitted such a request on 26 October 2011, and the WTO General Council is to deliberate thereon.

(3) It is appropriate, therefore, to establish the position to be taken by the Union within the WTO General Council concerning that request,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken by the European Union within the General Council of the World Trade Organization is to approve the extension of the WTO waiver for the Western Balkans until 31 December 2016.

This position shall be expressed by the Commission.

Article 2

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

Done at Brussels, 30 November 2011.

For the Council

The President

J. VINCENT-ROSTOWSKI

COUNCIL DECISION

of 30 November 2011

establishing the position to be taken by the European Union within the General Council of the World Trade Organization as regards requests for granting and/or extending certain WTO waivers

(2011/810/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(9), thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) Article IX of the Marrakesh Agreement establishing the World Trade Organization (WTO Agreement) sets out the procedures for the granting of waivers concerning the Multilateral Trade Agreements in Annex 1A or 1B or 1C to the WTO Agreement and their annexes.

(2) When waiver requests are made in the WTO, often a very limited time-frame is given for the final decision by the relevant WTO body on these requests, while prompt reaction from the WTO Members is required.

(3) It is in the interest of the Union that there be approved in an expeditious manner the requests for granting and/or extending the annual waivers relating to the introduction of the Harmonised Commodity Description and Coding System (so-called Harmonised System, HS) on 1 January 1988, and its first, second, third, fourth and fifth amendments, recommended by the Council of the World Customs Organization, respectively called 'HS92 changes' (entered into force on 1 January 1992), 'HS96 changes' (entered into force on 1 January 1996), 'HS2002 changes' (entered into force on 1 January 2002), 'HS2007 changes' (entered into force on 1 January 2007) and 'HS2012 changes' (will enter into force on 1 January 2012), as well as future HS amendments, which establish the obligation to introduce these changes to Members' schedules of concessions (transposing schedules of tariff concessions into the HS nomenclature).

(4) The current waiver allowing Cape Verde to extend the period for the full implementation of Article VII of the General Agreement on Tariffs and Trade 1994 (GATT 1994) and of the WTO Agreement on Customs Valuation will expire on 31 December 2011. Any extension of that waiver would be of minimal economic and trade importance to the Union.

(5) The current waiver relating to Canada's trade preference programme CARIBCAN will expire on 31 December 2011. Any extension of that waiver would be of minimal economic and trade importance to the Union and would also be in line with the Union's policy to support the economic development of developing countries through trade preferences.

(6) The current waiver allowing Cuba to derogate from paragraph 6 of Article XV GATT 1994 will expire on 31 December 2011. Any extension of that waiver would be of minimal economic and trade importance to the Union.

(7) The current waiver allowing countries participating in the Kimberley Process certification scheme to impose certain restrictions on the trade of so-called 'blood diamonds' will expire on 31 December 2011. Any extension of that waiver would be of minimal economic and trade importance to the Union while being of great relevance for its overall trade relations.

(8) It is appropriate, therefore, to establish the position to be taken by the Union within the WTO General Council concerning those waivers,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken by the European Union within the General Council of the World Trade Organization is to support the following requests relating to the WTO waivers pursuant to paragraph 3 of Article IX of the WTO Agreement:

(a) requests for granting and/or extending the waivers relating to the introduction of the Harmonised Commodity Description and Coding System (HS) and its amendments from 1992 ('HS92 changes'), 1996 ('HS96 changes'), 2002 ('HS2002 changes'), 2007 ('HS2007 changes') and 2012 ('HS2012 changes'), as well as future HS amendments, which establish the obligation to introduce these changes to Members' schedules of concessions;

(b) requests for extending the waiver allowing Cape Verde to extend the period for the full implementation of Article VII GATT 1994 and of the WTO Agreement on Customs Valuation;

- (c) requests for extending the waiver allowing Canada to grant preferential treatment to selected developing countries (CARIBCAN programme);
- (d) requests for extending the waiver allowing Cuba to derogate from paragraph 6 of Article XV GATT 1994;
- (e) requests for extending the waiver relating to the Kimberley Process certification scheme.

Article 2

The Commission shall inform the Council via the Trade Policy Committee sufficiently in advance of any meeting of the relevant WTO body at which a decision may be taken on a request covered by this Decision. Within 10 working days of

the date where the Commission has informed the Trade Policy Committee, the Council may request that the procedure for the adoption of an individual Council decision on the waiver request in question be pursued.

Article 3

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

Done at Brussels, 30 November 2011.

For the Council

The President

J. VINCENT-ROSTOWSKI

COUNCIL DECISION
of 1 December 2011
appointing a Belgian member of the European Economic and Social Committee
(2011/811/EU)

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 302 thereof,

Article 1

Having regard to the proposal of the Belgian Government,

Baron Philippe de BUCK van OVERSTRAETEN, Director-General, BusinessEurope, is hereby appointed as a member of the European Economic and Social Committee for the remainder of the current term of office, which runs until 20 September 2015.

Having regard to the opinion of the European Commission,

Article 2

Whereas:

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

- (1) On 13 September 2010 the Council adopted Decision 2010/570/EU, Euratom appointing the members of the European Economic and Social Committee for the period from 21 September 2010 to 20 September 2015 ⁽¹⁾.

Done at Brussels, 1 December 2011.

- (2) A member's seat on the European Economic and Social Committee has become vacant following the end of the term of office of Mr Robert de MUELENAERE,

For the Council
The President
W. KOSINIAK-KAMYSZ

⁽¹⁾ OJ L 251, 25.9.2010, p. 8.

COUNCIL DECISION**of 1 December 2011****appointing a Swedish member and a Swedish alternate member of the Committee of the Regions**

(2011/812/EU)

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Article 1

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 305 thereof,

The following are hereby appointed to the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2015:

Having regard to the proposal of the Swedish Government,

(a) as member:

— Ms Ewa-May KARLSSON, *Ledamot i kommunfullmäktige, Vindelns kommun;*

Whereas:

and

(b) as alternate member:

— Ms Carola GUNNARSSON, *Ledamot i kommunfullmäktige, Sala kommun.*

Article 2

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

(2) A member's seat has become vacant following the end of the term of office of Mr Kent JOHANSSON.

Done at Brussels, 1 December 2011.

(3) An alternate member's seat will become vacant following the appointment of Ms Ewa-May KARLSSON as a member of the Committee of the Regions,

For the Council
The President
W. KOSINIAK-KAMYSZ

⁽¹⁾ OJ L 348, 29.12.2009, p. 22.

⁽²⁾ OJ L 12, 19.1.2010, p. 11.

COUNCIL DECISION
of 1 December 2011
appointing a Spanish alternate member of the Committee of the Regions
(2011/813/EU)

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 305 thereof,

Article 1

The following is hereby appointed as alternate member to the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2015:

Having regard to the proposal of the Spanish Government,

— Ms Elvira SAINT-GERONS HERRERA, Secretaria General de Acción Exterior de la Junta de Andalucía.

Whereas:

Article 2

- (1) On 22 December 2009 and on 18 January 2010, the Council adopted Decisions 2009/1014/EU ⁽¹⁾ and 2010/29/EU ⁽²⁾ appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2010 to 25 January 2015.

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

Done at Brussels, 1 December 2011.

- (2) An alternate member's seat has become vacant following the end of the term of office of Mr Miguel LUCENA BARRANQUERO,

For the Council
The President
W. KOSINIAK-KAMYSZ

⁽¹⁾ OJ L 348, 29.12.2009, p. 22.

⁽²⁾ OJ L 12, 19.1.2010, p. 11.

POLITICAL AND SECURITY COMMITTEE DECISION EUTM SOMALIA/2/2011**of 6 December 2011****on the establishment of the Committee of Contributors for the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia)**

(2011/814/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third subparagraph of Article 38 thereof,

Having regard to Council Decision 2010/96/CFSP of 15 February 2010 on a European Union military mission to contribute to the training of Somali security forces⁽¹⁾ (EUTM Somalia), and in particular Article 8(5) thereof,

Whereas:

- (1) Pursuant to Article 8(5) of Council Decision 2010/96/CFSP, the Council authorised the Political and Security Committee (PSC) to take relevant decisions on the establishment of a Committee of Contributors (CoC) for EUTM Somalia.
- (2) The European Council Conclusions of Nice of 7, 8 and 9 December 2000 and those of Brussels of 24 and 25 October 2002 laid down the arrangements for the participation of third States in crisis management operations and the setting-up of a CoC.
- (3) The CoC will play a key role in the day-to-day management of EUTM Somalia. It will be the main forum where contributing States collectively address questions relating to the employment of their forces in the mission. The PSC, which exercises the political control and strategic direction of the mission, will take account of the views expressed by the CoC.
- (4) In accordance with Article 5 of the Protocol (No 22) on the position of Denmark annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark does not participate in the elaboration and implementation of decisions and actions of the Union which have defence implications. Denmark does not, therefore, participate in the implementation of this Decision and in the financing of EUTM Somalia,

HAS ADOPTED THIS DECISION:

*Article 1***Establishment and terms of reference**

A Committee of Contributors (CoC) for the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia) is hereby established. Its terms of

reference are laid down in the European Council Conclusions of Nice of 7, 8 and 9 December 2000 and those of Brussels of 24 and 25 October 2002.

*Article 2***Composition**

1. The CoC members shall be the following:
 - representatives of all Member States, and
 - representatives of third States participating in the mission and providing significant military contributions, as referred to in the Annex.
2. The EU Mission Commander, or his or her representative, the Director-General of the European Union Military Staff, or his or her representative, and representatives of the Commission shall attend the CoC meetings.
3. Third persons may be invited for relevant parts of the discussion, as appropriate.

*Article 3***Chair**

The CoC shall be chaired by the High Representative of the Union for Foreign Affairs and Security Policy or by his or her representative in close consultation with the Chairman of the European Union Military Committee (CEUMC) or his or her representative.

*Article 4***Meetings**

1. The CoC shall be convened by the Chair on a regular basis. Where circumstances require, emergency meetings may be convened on the Chair's initiative, or at the request of a member.
2. The Chair shall circulate in advance a provisional agenda and documents relating to the meeting. A summary of the meeting shall be circulated after each meeting.

*Article 5***Procedure**

1. Without prejudice to paragraph 3 and to the competencies of the PSC and the responsibilities of the EU Mission Commander,
 - unanimity of the representatives of States contributing to the mission shall be required for the CoC to take decisions on the day-to-day management of the mission,
 - unanimity of the CoC members shall be required for the CoC to make recommendations on possible adjustments to operational planning, including possible adjustments to objectives.

⁽¹⁾ OJ L 44, 19.2.2010, p. 16.

The abstention of a CoC member shall not preclude unanimity.

2. The Chair shall establish that the majority of the representatives of States entitled to take part in the deliberations is present.

3. All procedural questions shall be settled by the simple majority of the CoC members present at the meeting.

4. Denmark shall not take part in any decision of the CoC.

Article 6

Confidentiality

1. In accordance with Council Decision 2011/292/EU of 31 March 2011 on the security rules for protecting EU classified information ⁽¹⁾, the Council's security rules shall

apply to the meetings and proceedings of the CoC. In particular, representatives in the CoC shall possess adequate security clearance.

2. The deliberations of the CoC shall be covered by the obligation of professional secrecy, except in so far as the CoC unanimously decides otherwise.

Article 7

Entry into force

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

Done at Brussels, 6 December 2011.

For the Political and Security Committee

The Chairperson

O. SKOOG

⁽¹⁾ OJ L 141, 27.5.2011, p. 17.

ANNEX

List of the third State(s) referred to in Article 2(1), second indent

— Serbia.

POLITICAL AND SECURITY COMMITTEE DECISION EUTM SOMALIA/1/2011**of 6 December 2011****on the acceptance of third States' contributions to the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia)**

(2011/815/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third subparagraph of Article 38 thereof,

Having regard to Council Decision 2010/96/CFSP of 15 February 2010 on a European Union military mission to contribute to the training of Somali security forces ⁽¹⁾ (EUTM Somalia), and in particular Article 8(2) thereof,

Whereas:

- (1) The Commander of EUTM Somalia held Force Generation and Manning Conferences on 17 November 2008, 16 December 2008 and 19 March 2009.
- (2) Following recommendations on a contribution from Serbia to EUTM Somalia by the EU Mission Commander and the EU Military Committee (EUMC), the contribution from Serbia should be accepted.
- (3) In accordance with Article 5 of the Protocol (No 22) on the position of Denmark annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark does not participate in the elaboration and implementation of decisions and

actions of the Union which have defence implications. Denmark does not, therefore, participate in the implementation of this Decision and in the financing of EUTM Somalia,

HAS ADOPTED THIS DECISION:

*Article 1***Third States' contributions**

Taking into account the findings of the Force Generation and Manning Conferences of 17 November 2008, 16 December 2008 and 19 March 2009 and the recommendations by the EU Mission Commander and the EUMC, the contribution from Serbia to the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia) shall be accepted.

*Article 2***Entry into force**

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

Done at Brussels, 6 December 2011.

For the Political and Security Committee
The Chairperson
O. SKOOG

⁽¹⁾ OJ L 44, 19.2.2010, p. 16.

DECISION OF THE EUROPEAN CENTRAL BANK
of 1 December 2011
on the approval of the volume of coin issuance in 2012
(ECB/2011/21)
(2011/816/EU)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 128(2) thereof,

Whereas:

- (1) The European Central Bank (ECB) has the exclusive right from 1 January 1999 to approve the volume of coins issued by the Member States whose currency is the euro.
- (2) The Member States whose currency is the euro have submitted to the ECB for approval their estimates of the volume of euro coins to be issued in 2012, supplemented by explanatory notes on the forecasting methodology,

HAS ADOPTED THIS DECISION:

Article 1

Approval of the volume of euro coins to be issued in 2012

The ECB hereby approves the volume of euro coins to be issued by the Member States whose currency is the euro in 2012 as described in the following table:

(EUR million)	
	Issuance of coins intended for circulation and issuance of collector coins (not intended for circulation) in 2012
Belgium	196,0
Germany	668,0
Estonia	12,7
Ireland	31,2

(EUR million)

	Issuance of coins intended for circulation and issuance of collector coins (not intended for circulation) in 2012
Greece	25,4
Spain	250,0
France	310,0
Italy	128,4
Cyprus	13,1
Luxembourg	35,0
Malta	10,5
Netherlands	63,8
Austria	264,0
Portugal	28,5
Slovenia	26,0
Slovakia	32,2
Finland	60,0

Article 2

Final provision

This Decision is addressed to the Member States whose currency is the euro.

Done at Frankfurt am Main, 1 December 2011.

The President of the ECB
 Mario DRAGHI

2011/815/CFSP:

★ **Political and Security Committee Decision EUTM Somalia/1/2011 of 6 December 2011 on the acceptance of third States' contributions to the European Union military mission to contribute to the training of Somali security forces (EUTM Somalia) 36**

2011/816/EU:

★ **Decision of the European Central Bank of 1 December 2011 on the approval of the volume of coin issuance in 2012 (ECB/2011/21) 37**

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