TREATY OF ACCESSION: PROTOCOL, ANNEX IV

DRAFT LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Delegations will find attached the draft Treaty of Accession of Bulgaria and Romania to the European Union: **PROTOCOL, ANNEX IV**.

ANNEX IV

List referred to in Article 16 of the Protocol

1. AGRICULTURE

A. AGRICULTURAL LEGISLATION

1. Treaty establishing **a** Constitution for Europe**, Part III, Title III**, **Chapter III, Section 4, Agriculture and fisheries**

The Council, acting by a qualified majority on a proposal from the Commission, and after consulting the European Parliament, shall amend the regulation governing the common organisation of the markets in the sugar sector to take account of the accession of Bulgaria and Romania, thereby adapting the sugar and isoglucose quotas, and the maximum supply needs for imports of raw sugar, as set out in the following table which may be adapted in the same way as the quotas for the present Member States, to ensure compliance with the principles and objectives of the common organisation of the markets in the sugar sector then in force.

Agreed quantities
(in tonnes)

	Bulgaria	Romania
Basic quantity for sugar [1]	4 752	109 164
of which: A	4 320	99 240
B	432	9 924
Maximum supply needs (expressed in white sugar) for imports of raw sugar	198 748	329 636
Basic quantity for isoglucose [2]	56 063	9 981

[1] In tonnes of white sugar.
[2] In tonnes of dry matter.

of which:	A	56 063	9 790
	B	0	191

If requested by Bulgaria in 2006, the above mentioned A and B basic quantities for sugar shall be switched to Bulgaria's respective A and B basic quantities for isoglucose.

2. 31998 R 2848: Commission Regulation (EC) No 2848/98 of 22 December 1998 laying down detailed rules for the application of Council Regulation (EEC) No 2075/92 as regards the premium scheme, production quotas and the specific aid to be granted to producer groups in the raw tobacco sector (OJ L 358, 31.12.1998, p. 17), as amended by:

– 31999 R 0510: Commission Regulation (EC) No 510/1999 of 8.3.1999 (OJ L 60, 9.3.1999, p. 54),
– 31999 R 0731: Commission Regulation (EC) No 731/1999 of 7.4.1999 (OJ L 93, 8.4.1999, p. 20),
– 31999 R 1373: Commission Regulation (EC) No 1373/1999 of 25.6.1999 (OJ L 162, 26.6.1999, p. 47),
– 31999 R 2162: Commission Regulation (EC) No 2162/1999 of 12.10.1999 (OJ L 265, 13.10.1999, p. 13),
– 31999 R 2637: Commission Regulation (EC) No 2637/1999 of 14.12.1999 (OJ L 323, 15.12.1999, p. 8),
– 32000 R 0531: Commission Regulation (EC) No 531/2000 of 10.3.2000 (OJ L 64, 11.3.2000, p. 13),
– 32000 R 0909: Commission Regulation (EC) No 909/2000 of 2.5.2000 (OJ L 105, 3.5.2000, p. 18),
– 32000 R 1249: Commission Regulation (EC) No 1249/2000 of 15.6.2000 (OJ L 142, 16.6.2000, p. 3),
– 32001 R 0385: Commission Regulation (EC) No 385/2001 of 26.2.2001 (OJ L 57, 27.2.2001, p. 18),
– 32001 R 1441: Commission Regulation (EC) No 1441/2001 of 16.7.2001 (OJ L

193, 17.7.2001, p. 5),

– 32002 R 0486: Commission Regulation (EC) No 486/2002 of 18.3.2002 (OJ L 76, 19.3.2002, p. 9),
– 32002 R 1005: Commission Regulation (EC) No 1005/2002 of 12.6.2002 (OJ L 153 13.6.2002, p. 3),
– 32002 R 1501: Commission Regulation (EC) No 1501/2002 of 22.8.2002 (OJ L 227, 23.8.2002, p. 16),
– 32002 R 1983: Commission Regulation (EC) No 1983/2002 of 7.11.2002 (OJ L 306, 8.11.2002, p. 8),
– 32004 R 1809: Commission Regulation (EC) No 1809/2004 of 18.10.2004 (OJ L 318, 19.10.2004, p. 18).

Where appropriate and using the procedure referred to in Article 23 of Council Regulation (EEC) No 2075/92 [3] on the common organisation of the market in raw tobacco, the Commission shall by accession adopt the necessary amendments to the Community list of recognised production areas set out in Annex II to Commission Regulation (EC) No 2848/98 to take account of the accession of Bulgaria and Romania, in particular with a view to inserting the designated Bulgarian and Romanian tobacco production areas in that list.

3. 32003 R 1782: Council Regulation (EC) No 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and amending Regulations (EEC) No 2019/93, (EC) No 1452/2001, (EC) No 1453/2001, (EC) No 1454/2001, (EC) No 1868/94, (EC) No 1251/1999, (EC) No 1254/1999, (EC) No 1673/2000, (EEC) No 2358/71 and (EC) No 2529/2001 (OJ L 270 , 21.10.2003, p. 1), as amended by:

– 32004 R 0021: Council Regulation (EC) No 21/2004 of 17.12.2003 (OJ L 5, 9.1.2004, p. 8),
– 32004 R 0583: Council Regulation (EC) No 583/2004 of 22.3.2004 (OJ L 91,

[3] OJ L 215, 30.7.1992, p. 70.

30.3.2004, p. 1),

– 32004 D 0281: Council Decision 2004/281/EC of 22.3.2004 (OJ L 93, 30.3.2004, p. 1),

– 32004 R 0864: Council Regulation (EC) No 864/2004 of 29.4.2004 (OJ L 161, 30.4.2004, p. 48).

(a) The Council, acting by a qualified majority on a proposal from the Commission, and after consulting the European Parliament, shall adopt the necessary provisions for Bulgaria and Romania to integrate aid for seeds into the support schemes laid down in Title III, Chapter 6, and Title IV A of Council Regulation (EC) No 1782/2003.

(**i**) These provisions will include an amendment to Annex XIA "Seed aid ceilings in the New Member States referred to in Article 99(3)" of Council Regulation (EC) No 1782/2003, as amended by Council Regulation (EC) No 583/2004, as follows:

"ANNEX XIA

Seed aid ceilings in the new Member States referred to in Article 99(3)

(EUR million)

Calendar year	Bulgaria	Czech Republic	Estonia	Cyprus	Latvia	Lithuania	Hungary	Malta	Poland	Romania	Slovenia	Slovakia
2005	-	0,87	0,04	0,03	0,10	0,10	0,78	0,03	0,56	-	0,08	0,04
2006	-	1,02	0,04	0,03	0,12	0,12	0,90	0,03	0,65	-	0,10	0,04
2007	0,11	1,17	0,05	0,04	0,14	0,14	1,03	0,04	0,74	0,19	0,11	0,05
2008	0,13	1,46	0,06	0,05	0,17	0,17	1,29	0,05	0,93	0,23	0,14	0,06
2009	0,15	1,75	0,07	0,06	0,21	0,21	1,55	0,06	1,11	0,26	0,17	0,07
2010	0,17	2,04	0,08	0,07	0,24	0,24	1,81	0,07	1,30	0,30	0,19	0,08
2011	0,22	2,33	0,10	0,08	0,28	0,28	2,07	0,08	1,48	0,38	0,22	0,09
2012	0,26	2,62	0,11	0,09	0,31	0,31	2,33	0,09	1,67	0,45	0,25	0,11
2013	0,30	2,91	0,12	0,10	0,35	0,35	2,59	0,10	1,85	0,53	0,28	0,12
2014	0,34	2,91	0,12	0,10	0,35	0,35	2,59	0,10	1,85	0,60	0,28	0,12
2015	0,39	2,91	0,12	0,10	0,35	0,35	2,59	0,10	1,85	0,68	0,28	0,12
2016	0,43	2,91	0,12	0,10	0,35	0,35	2,59	0,10	1,85	0,75	0,28	0,12
Subsequent years	0,43	2,91	0,12	0,10	0,35	0,35	2,59	0,10	1,85	0,75	0,28	0,12

"

(**ii**) The allocation of national maximum quantities of seeds on which the aid is payable is as follows:

Agreed allocation of national maximum quantities of seeds on which the aid is payable
(in tonnes)

	Bulgaria	Romania
Rice seed (*Oryza sativa* L.)	883,2	100
Seed other than rice seed	936	2 294

(b) The Council, acting by a qualified majority on a proposal from the Commission, and after consulting the European Parliament, shall adopt the necessary provisions for Bulgaria and Romania to integrate aid for tobacco into the support schemes laid down in Title III, Chapter 6, and Title IV A of Council Regulation (EC) No 1782/2003.

The agreed allocation of national guarantee thresholds for tobacco is as follows:

Agreed allocation of national guarantee thresholds for tobacco
(in tonnes)

	Bulgaria	Romania
Total of which:	47 137	12 312
I Flue-cured	9 023	4 647
II Light air-cured	3 208	2 370
V Sun-cured		5 295
VI Basmas	31 106	
VIII Kaba Koulak	3 800	

B. VETERINARY AND PHYTOSANITARY LEGISLATION

31999 L 0105: Council Directive 1999/105/EC of 22 December 1999 on the marketing of forest reproductive material (OJ L 11, 15.01.2000, p. 17).

Where appropriate and using the procedure referred to in Article 26(3) of

Directive 1999/105/EC, the Commission shall adapt Annex I to that Directive with regard to the forest species *Pinus peuce* Griseb., *Fagus orientalis* Lipsky, *Quercus frainetto* Ten. and *Tilia tomentosa* Moench.