COMMISSION DECISION

of 29 July 1996

on financial aid from the Community for the work of the Bundesinstitut für gesundheitlichen Verbraucherschutz und Veterinärmedizin (formerly called the Bundesgesundheitsamt), Berlin, Germany, a Community reference laboratory for residue testing

(Only the German text is authentic)

(Text with EEA relevance)

(96/517/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field [1], as last amended by Decision 94/370/EC [2], and in particular Article 28 thereof,

Whereas pursuant to Article 1 (c) of Council Decision 91/664/EEC of 11 December 1991 designating the Community reference laboratories for testing certain substances for residues [3] the Bundesinstitut für gesundheitlichen Verbraucherschutz und Veterinärmedizin, Berlin, Germany, was designated as the reference laboratory for the residues referred to in Annex I, group A.III (b) to Council Directive 86/469/EEC [4] and residues of beta-agonists and sulphonamides;

Whereas Decision 91/664/EEC is repealed from 1 July 1997 by Article 36 of Council Directive 96/23/EC [5] on measures to monitor certain substances and residues thereof in live animals and animal products;

Whereas Annex V (1) (c) to Directive 96/23/EC applies from 1 July 1997; whereas the Bundesinstitut für gesundheitlichen Verbraucherschutz und Veterinärmedizin, Berlin, Germany, was designated as the reference laboratory for the residues referred to in Annex I, groups A 5 and B 2 (a), (b) and (e);

Whereas all the tasks to be performed by the reference laboratory are defined in Article 1 of Council Decision 89/187/EEC of 6 March 1989 determining the powers and conditions of operation of the Community reference laboratories provided for by Directive 86/469/EEC concerning the examination of animals and fresh meat for the presence of residues [6];

Whereas Decision 89/187/EEC is repealed from 1 July 1997 by Article 36 of Directive 96/23/EC;

Whereas Annex V (2) to Directive 96/23/EC applies from 1 July 1997;

Whereas, in accordance with Commission Decisions 93/460/EEC [7], 94/493/EC [8] and 95/304/EC [9], the Community granted financial aid to the Community reference laboratory for residue testing, Berlin, Germany, for a period expiring on 1 August 1996; whereas additional financial aid should be granted for two years from that date in order to enable the reference laboratory to continue to perform its functions and tasks;

Whereas the Community financial aid will be reviewed, with a view to an extension, before the end of that period;

Whereas, *inter alia* for the purposes of control, Articles 8 and 9 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy [10], as last amended by Regulation (EEC) No 2048/88 [11], should apply;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

The Community hereby grants Germany financial aid for the functions and tasks referred to in:

— Article 1 of Decision 89/187/EEC to be performed by the Community reference laboratory for residue testing designated in Article 1 (c) of Decision 91/664/EEC, for the period 1 August 1996 to 30 June 1997,

(1) OJ No L 224, 18. 8. 1990, p. 19.
(2) OJ No L 168, 2. 7. 1994, p. 31.
(3) OJ No L 368, 31. 12. 1991, p. 17.
(4) OJ No L 275, 26. 9. 1986, p. 36.
(5) OJ No L 125, 23. 5. 1996, p. 10.
(6) OJ No L 66, 10. 3. 1989, p. 37.
(7) OJ No L 215, 25. 8. 1993, p. 13.
(8) OJ No L 201, 4. 8. 1994, p. 39.
(9) OJ No L 185, 4. 8. 1995, p. 55.
(10) OJ No L 94, 28. 4. 1970, p. 13.
(11) OJ No L 185, 15. 7. 1988, p. 1.

— Chapter 2 of Annex V to Directive 96/23/EC to be performed by the Community reference laboratory for residue testing designated in Annex V (1) (c) to that Directive, for the period 1 July 1997 to 31 July 1998.

Article 2

The Bundesinstitut für gesundheitlichen Verbraucherschutz und Veterinärmedizin (formerly called the Bundesgesundheitsamt), Berlin, Germany shall perform the functions and tasks referred to in Article 1.

Article 3

The Community financial aid shall be a maximum of ECU 800 000 for the period 1 August 1996 to 31 July 1998.

Article 4

The Community financial aid shall be granted as follows:

— 25 % in advance at the request of Germany at the beginning of each of the first three six-month periods of the period concerned,

— the balance after submission of supporting documents by Germany. Those documents must be submitted by 1 October 1998.

Article 5

Each year, two months after the end of the financial year at the latest, France shall send the Commission a detailed technical report on the work carried out by the laboratory in performing the tasks conferred on it.

Article 6

Articles 8 and 9 of Regulation (EEC) No 729/70 shall apply *mutatis mutandis.*

Article 7

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 29 July 1996.

For the Commission

Franz FISCHLER

Member of the Commission