COMMISSION DECISION

of 27 November 1996

amending Decision 93/452/EEC authorizing the Member States to provide for derogations from certain provisions of Council Directive 77/93/EEC, in respect of plants of *Chamaecyparis* Spach, *Juniperus* L. and *Pinus* L., respectively, originating in Japan

(96/711/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community [1], as last amended by Commission Directive 96/14/EC [2], and in particular Article 14 (1) thereof,

Having regard to the requests made by the Member States,

Whereas, under the provisions of Directive 77/93/EEC, plants of *Chamaecyparis* Spach, *Juniperus* L. and *Pinus* L., other than fruit and seeds, originating in non-European countries, may in principle not be introduced into the Community;

Whereas Commission Decision 93/452/EEC [3], as last amended by Decision 94/816/EC [4] permits derogations for plants of *Chamaecyparis* Spach, *Juniperus* L. and *Pinus* L., respectively, originating in Japan for a given period, provided that certain improved technical conditions are satisfied;

Whereas Commission Decision 93/452/EEC as amended stipulated that the authorization should apply until 31 December 1996 in the case of *Pinus* and *Chamaecyparis* plants, and until 31 March 1996 in the case of *Juniperus* plants;

Whereas there is no new information giving cause for revision of the technical conditions;

Whereas the circumstances justifying the authorization still obtain;

Whereas the authorization should therefore be extended for a further limited period;

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

HAS ADOPTED THIS DECISION:

Article 1

Decision 93/452/EEC is hereby amended as follows:

1. in Article 1 (2) (h), fourth indent, '94/816/EC' is replaced by '96/711/EC';
2. in Article 3 '31 December 1996' is replaced by '31 December 1998';
3. in Article 3 the words 'periods between 1 December 1994 to 31 March 1995 and 1 November 1995 to 31 March 1996' are replaced by 'periods between 1 November 1996 to 31 March 1997 and 1 November 1997 to 31 March 1998'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 27 November 1996.

For the Commission

Franz FISCHLER

Member of the Commission

---

[1] OJ No L 26, 31. 1. 1977, p. 20.
[2] OJ No L 68, 19. 3. 1996, p. 24.
[3] OJ No L 210, 21. 8. 1993, p. 29.
[4] OJ No L 337, 24. 12. 1994, p. 87.