COMMISSION DECISION

of 29 April 2004

amending Appendix B to Annex IX to the 2003 Act of Accession to include certain establishments in the meat, milk and fish sectors in Lithuania in the list of establishments in transition

(notified under document number C(2004) 1727)

(Text with EEA relevance)

(2004/473/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia[1], and in particular Article 2(3) thereof,

Having regard to the Act of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia[2], and in particular Annex IX, Chapter 5, Section B, Subsection I, paragraph (d) thereto,

Whereas:

(1) Annex IX, Chapter 5, Section B, Subsection I, paragraph (a) to the 2003 Act of Accession provides that the structural requirements laid down in Annex I to Council Directive 64/433/EEC of 26 June 1964 on health conditions for the production and marketing of fresh meat[3], in Annex I to Council Directive 71/118/EEC of 15 February 1971 on health problems affecting trade in fresh poultrymeat[4], in Annexes A and B to Council Directive 77/99/EEC of 21 December 1976 on health problems affecting the production and marketing of meat products and certain other products of animal origin[5], in Annex I to Council Directive 94/65/EC of 14 December 1994 laying down

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1 OJ L 236, 23.9.2003, p. 17

2 OJ L 236, 23.9.2003, p. 33

3 OJ 121, 29.7.1964, p. 2012. Directive as last amended by the 2003 Act of Accession.

4 OJ L 55, 8.3.1971, p.23. Directive as amended by Regulation (EC) No 807/2003

5 OJ L 26, 31.1.1977, p. 85. Directive as last amended by Regulation (EC) No 807/2003 (OJ L 122, 16.5.2003, p. 36.)

the requirements for the production and placing on the market of minced meat and meat preparations[6], in Annex B to Council Directive 92/46/EEC of 16 June 1992 laying down the health rules for the production and placing on the market of raw milk, heat-treated milk and milk-based products[7] and in the Annex to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products[8] are not to apply to establishments in Lithuania listed in Appendix B to Annex IX to the Act of Accession until 31 December 2006, subject to certain conditions.

(2) In Lithuania, thirty-five more high capacity meat establishments, five more milk processing establishments and four more fish processing establishments have difficulties in complying with the structural requirements laid down in Annex I to Directive 64/433/EEC, in Annex I to Directive 71/118/EEC, in Annexes A and B to Directive 77/99/EEC, in Annex I to Directive 94/65/EC, in Annex B to Directive 92/46/EEC and in the Annex to Directive 91/493/EEC, by 1 May 2004.

(3) Accordingly those forty-four establishments need time to finalize their upgrading process in order to be in full compliance with the relevant structural requirements laid down in Directives 64/433/EEC, 71/118/EEC, 77/99/EEC, 94/65/EC, 92/46/EEC and 91/493/EEC.

(4) The forty-four establishments, which are currently in an advanced state of upgrading, have given reliable guarantees that they have the necessary funds to correct their remaining shortcomings within a short time and have received a favourable opinion from the State Food and Veterinary Service of the Republic of Lithuania, as regards the finalisation of their upgrading process.

(5) For Lithuania, the detailed information regarding the shortcomings for each establishment is available.

(6) In order to facilitate the transition from the existing regime in Lithuania to that resulting from the application of the Community veterinary legislation, it is justified therefore upon the request of Lithuania, to grant the forty-four establishments a transitional period.

(7) Due to the advanced stage of upgrading of the forty-four establishments, the transitional period should be limited to a maximum of 12 months.

(8) The Standing Committee on the Food Chain and Animal Health has been informed of the measures provided for in this Decision,

HAS ADOPTED THIS DECISION:

Article 1

1. The establishments listed in the Annex to this Decision are added to the Appendix B referred to in Chapter 5, Section B, Subsection I of Annex IX to the 2003 Act of Accession.

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6 OJ L 368, 31.12.1994, p. 10. Directive as amended by Regulation (EC) No 806/2003

7 OJ L 268, 14.9.1992, p. 1. Directive as amended by Regulation (EC) No 807/2003

8 OJ L 268, 24.9.1991, p. 1. Directive as amended by Regulation (EC) No 806/2003

2. For the establishments listed in the Annex to this Decision, the rules foreseen in Annex IX, Chapter 5, Section B, Subsection I, point (b) to the Act of Accession are applicable.

Article 2

This Decision shall apply subject to and as from the date of the entry into force of the Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 29 April 2004.

For the Commission
David BYRNE
Member of the Commission

ANNEX

Meat, milk and fish establishments in transition

Part 1

	Veterinary approval number	Name and address of establishment	Sector: Meat Activity of the establishments				Date of compliance
			Fresh meat, Slaughter, Cutting	Meat products	Minced meat, Meat preparation	Cold store	
1.	88 01	AB "Grabupėliai", Grabupių km., Šilutės r., Klaipėdos aps.	x	x	x		30.04.2005
2.	77 23	UAB "Jatkančių mėsinė", Jatkančių km., Tauragės r, Tauragės aps	x	x	x		30.04.2005
3.	77 02	UAB "Stragutės mėsa", Stragutės km., Tauragės r, Tauragės aps	x	x	x		30.04.2005
4.	41 20	UAB „Rukesa ir Ko“, Švenčionių g. 114, Nemenčinė, Vilniaus r.	x	x	x		30.04.2005
5.	01 29	UAB „Naujasodžio mėsa“, Linkmenų g. 15, Vilniaus m.	x	x	x		30.04.2005
6.	16	UAB "Alytaus mėsinė", Pramonės g. 16, Alytaus m., Alytaus aps.	x				01.05.2005
7.	84 02	UAB„Samsonas", Striūpų km.Šakių sen., Šakių raj, Marijampolės	x				01.05.2005
8.	57 03	ŽŪB"Antašavoscentras", Astravų km., Kupiškio raj, Panevėžio apsk	x				01.05.2005
9.	87 11	ŽŪB"Kontautėliai", Kantautalių k., Šilalės r, Tauragės aps	x				01.05.2005
10.	01 33	UAB 'Stagena", Pramonės g. 97, Vilniaus m.	x				01.05.2005
11.	88 19	UAB "Aisytė", Vilkyčių km, Šilutės r, Klaipėdos aps	x	x	x		01.05.2005
12.	91 01	UAB"Kužių agroįmonė", Kužių km., Šiaulių r., Šiaulių a.	x	x	x		01.05.2005
13.	54 13	UAB"Molavėna", Beržėnų km., Kelmės r., Šiaulių a.	x	x	x		01.05.2005
14.	65 23	ŽŪK"Getautų ūkininkas", Getautų km., Pakruojo r., Šiaulių a.	x	x	x		01.05.2005
15.	32 02	UAB"Norpa", Šapnagių km., Akmenės r., Šiaulių a.	x	x	x		01.05.2005
16.	71 16	UAB"Ropokalnis", Žvejų g.2 , Šeduva, Radviliškio r., Šiaulių a.	x	x	x		01.05.2005
17.	68 03	UAB „Burgis“, Babrungėnų k. Babrungo sen., Plungės r., Telšių aps.	x	x	x		01.05.2005
18.	41 05	UAB "Cesta", Žemoji Riešė, Vilniaus r, Vilniaus aps	x	x	x		01.05.2005
19.	85 18	UAB"Olkusjana", Jašiūnų k., Šalčininkų r., Vilniaus	x	x	x		01.05.2005
20.	81 07	UAB"Geras skonis", Alionių km., Ukmergės, Vilniaus	x	x	x		01.05.2005

21.	49 03	UAB "Gelombickienė ir partneriai", Slėnio g. 2, Rumšiškės, Kaišiadorių, Kauno		x			01.05.2005
22.	49 01	AB "Kaišiadorių paukštynas", Paukštininkų g.15, Kaišiadorių, Kauno			x		01.05.2005
23.	51 08	I Medžiuvienės f. ,,Čečeta", Čečetų km. K. Rūdos sen., K. Rūdos sav., Marijampolės		x	x		01.05.2005
24.	39 24	UAB,,Damsa", Basanavičiaus g. 57 Kybartai, Vilkaviškio raj., Marijampolės		x	x		01.05.2005
25.	51 10	UAB,,Sasnelė", Bitikų km. Sasnavos sen., Marijampolės sav., Marijampolės		x	x		01.05.2005
26.	51 02	UAB,,Lavirda", Patašinės km. Marijampolės sen., Marijampolės sav., Marijampolės		x	x		01.05.2005
27.	91 08	Šlepkų ŽŪB, Gergždos km., Šiaulių r., Šiaulių a.	x	x	x		01.05.2005
28.	47 26	ŽŪB"Delikatesas", Kudirkos g.2, Joniškio r., Šiaulių a.	x	x	x		01.05.2005
29.	17	UAB "Utenos mėsa", Pramonės 4, Utenos m., Utenos aps.	x	x	x		01.05.2005
30.	34 04	UAB "Agrogrupė", Katlierių k., Skiemonių sen., Anykščių r. Utenos aps.	x	x	x		01.05.2005
31.	01 24	UAB "VP MARKET", Savanorių pr. 247, Vilniaus m.		x	x		01.05.2005
32.	21 03	UAB 'Ketonas", Šilutės pl. 9, Klaipėdos m., Klaipėdos m.				x	01.05.2005
33.	01 02	UAB "Olvic", Savanorių pr.178, Vilniaus m.				x	01.05.2005
34.	01 34	UAB 'Šaldytuvų ūkis", Kirtimų g. 61, Vilniaus m.				x	01.05.2005
35.	67 14	ŽŪK „Mikoliškio paukštynas“, Mykoliškio k., Pasvalio r., Panevėžio aps.	x ([9])				01.05.2005

[9] Fresh poultry meat

Part 2

	Veterinary approval number	Name and address of establishment	Sector: Milk Activity of the establishments Milk and milk based products	Date of compliance
1.	54 01 P	AB"Kelmės pieninė", Raseinių g.2, Kelmės m., Šiaulių a.	x	30.04.2005
2.	47 01 P	ŽŪB"Bariūnai", Bariūnų km., Joniškio r., Šiaulių a.	x	01.05.2005
3.	45 01 P	AB "Ignalinos pieninė", Taikos 20, Ignalinos m., Utenos aps.	x	01.05.2005
4.	38 01 P	AB "Varėnos pieninė", Basanavičiaus 54, Varėnos raj., Alyatus aps.	x	01.05.2005
5.	94 01 P	UAB"Belvederio sūrinė", Belvederio km., Jurbarko, Tauragės	x	01.05.2005

Part 3

	Veterinary approval number	Name and address of establishment	Sector: Fish Activity of the establishments Fish and fish products	Date of compliance
1.	55 27	UAB "Myxum", Klemiškės II k., Sendvario sen., Klaipėdos r., Klaipėdos aps.	x	30.04.2005
2.	66 25	UAB "Lipresa", Naujamiesčio s., Berniūnų km., Panevėžio r., Panevėžio	x	30.04.2005
3	55 31	L.Šemetulskio IĮ, Girkaliai, Kretingalė, Klaipėdos r.	x	01.05.2005
4	82 06	UAB „Dakrija“, Pakalnių k., Leliūnų sen., Utenos r.	x	01.05.2005