Council Regulation (EC) No 885/2004 of 26 April 2004 adapting Regulation (EC) No 2003/2003 of the European Parliament and of the Council, Council Regulations (EC) No 1334/2000, (EC) No 2157/2001, (EC) No 152/2002, (EC) No 1499/2002, (EC) No 1500/2003 and (EC) No 1798/2003, Decisions No 1719/1999/EC, No 1720/1999/EC, No 253/2000/EC, No 508/2000/EC, No 1031/2000/EC, No 163/2001/EC, No 2235/2002/EC and No 291/2003/EC of the European Parliament and of the Council, and Council Decisions 1999/382/EC, 2000/821/EC, 2003/17/EC and 2003/893/EC in the fields of free movement of goods, company law, agriculture, taxation, education and training, culture and audiovisual policy and external relations, by reason of the accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia

COUNCIL REGULATION (EC) No 885/2004

of 26 April 2004

adapting Regulation (EC) No 2003/2003 of the European Parliament and of the Council, Council Regulations (EC) No 1334/2000, (EC) No 2157/2001, (EC) No 152/2002, (EC) No 1499/2002, (EC) No 1500/2003 and (EC) No 1798/2003, Decisions No 1719/1999/EC, No 1720/1999/EC, No 253/2000/EC, No 508/2000/EC, No 1031/2000/EC, No 163/2001/EC, No 2235/2002/EC and No 291/2003/EC of the European Parliament and of the Council, and Council Decisions 1999/382/EC, 2000/821/EC, 2003/17/EC and 2003/893/EC in the fields of free movement of goods, company law, agriculture, taxation, education and training, culture and audiovisual policy and external relations, by reason of the accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Treaty on the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the European Union[(1)] (hereinafter referred to as the 'Treaty of Accession'), and in particular Article 2(3) thereof,

Having regard to the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded[(2)] (hereinafter referred to as the 'Act of Accession'), and in particular Article 57 thereof,

Having regard to the proposal from the Commission,

Whereas:

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EC) No 885/2004. (See end of Document for details)*

(1) For certain acts which remain valid beyond 1 May 2004 and require adaptation by reason of accession, the necessary adaptations were not provided for in the Act of Accession, or were provided for but need further adaptation. All these adaptations need to be adopted before accession so as to be applicable as from accession.

(2) Pursuant to Article 57(2) of the Act of Accession, such adaptations are to be adopted by the Council in all cases where the Council alone or jointly with the European Parliament adopted the original act.

(3) Regulation (EC) No 2003/2003[(3)] of the European Parliament and of the Council, Council Regulations (EC) No 1334/2000[(4)], (EC) No 2157/2001[(5)], (EC) No 152/2002[(6)], (EC) No 1499/2002[(7)], (EC) No 1500/2003[(8)] and (EC) No 1798/2003[(9)], Decisions No 1719/1999/EC[(10)], No 1720/1999/EC[(11)], No 253/2000/EC[(12)], No 508/2000/EC[(13)], No 1031/2000/EC[(14)], No 163/2001/EC[(15)], No 2235/2002/EC[(16)] and No 291/2003/EC[(17)] of the European Parliament and of the Council, and Council Decisions 1999/382/EC[(18)], 2000/821/EC[(19)], 2003/17/EC[(20)] and 2003/893/EC[(21)] should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulations (EC) No 2003/2003, (EC) No 1334/2000, (EC) No 2157/2001, (EC) No 152/2002, (EC) No 1499/2002, (EC) No 1500/2003, and (EC) No 1798/2003 and Decisions No 1719/1999/EC, No 1720/1999/EC, No 253/2000/EC, No 508/2000/EC, No 1031/2000/EC, No 163/2001/EC, No 2235/2002/EC, No 291/2003/EC, 1999/382/EC, 2000/821/EC, 2003/17/EC and 2003/893/EC are amended as set out in the Annex of this Regulation.

Article 2

This Regulation shall enter into force only subject to and on the date of the entry into force of the Treaty of Accession.

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

***Changes to legislation:** There are currently no known outstanding effects for the Council Regulation (EC) No 885/2004. (See end of Document for details)*

ANNEX

I.FREE MOVEMENT OF GOODS

A. FERTILISERS

Regulation (EC) No 2003/2003 of the European Parliament and of the Council of 13 October 2003 relating to fertilisers.

(a) In Annex I, A.2, No 1, the following is added in column 6, first paragraph, to the text in brackets after 'Greece':

'Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia, Slovakia';

(b) in Annex I, B.1, B.2 and B.4, the following is added in column 5, point 3, second paragraph, first indent, to the text in brackets after 'Greece':

'Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia, Slovakia'.

B. HORIZONTAL AND PROCEDURAL MEASURES

1. Decision No 1719/1999/EC of the European Parliament and of the Council of 12 July 1999 on a series of guidelines, including the identification of projects of common interest, for trans-European networks for the electronic interchange of data between administrations (IDA).

In Article 10, points 1 and 3, the following is deleted:

', Cyprus, Malta'.

2. Decision No 1720/1999/EC of the European Parliament and of the Council of 12 July 1999 adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic interchange of data between administrations (IDA).

In Article 14, points 1 and 3, the following is deleted:

', Cyprus, Malta'.

II. COMPANY LAW

Council Regulation (EC) No 2157/2001 of 8 October 2001 on the Statute for a European company (SE).

(a) In Annex I, the following is inserted between the entries for Belgium and Denmark:

CZECH REPUBLIC:

akciová společnost

and, between the entries for Germany and Greece:

ESTONIA:

aktsiaselts

and, between the entries for Italy and Luxembourg:

CYPRUS:

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EC) No 885/2004. (See end of Document for details)*

Δημόσια Εταιρεία περιορισμένης ευθύνης με μετοχές, Δημόσια Εταιρεία περιορισμένης ευθύνης με εγγύηση

LATVIA:

akciju sabiedrība

LITHUANIA:

akcinės bendrovės

and, between the entries for Luxembourg and the Netherlands:

HUNGARY:

részvénytársaság

MALTA:

kumpaniji pubbliċi / public limited liability companies

and, between the entries for Austria and Portugal:

POLAND:

spółka akcyjna

and, between the entries for Portugal and Finland:

SLOVENIA:

delniška družba

SLOVAKIA:

akciová spoločnos;

(b) in Annex II, the following is inserted between the entries for Belgium and Denmark:

CZECH REPUBLIC:

akciová společnost,

společnost s ručením omezeným

and, between the entries for Germany and Greece:

ESTONIA:

aktsiaselts ja osaühing

and, between the entries for Italy and Luxembourg:

CYPRUS:

Δημόσια εταιρεία περιορισμένης ευθύνης με μετοχές,

δημόσια Εταιρεία περιορισμένης ευθύνης με εγγύηση,

ιδιωτική εταιρεία

LATVIA:

***Changes to legislation:** There are currently no known outstanding effects for the Council Regulation (EC) No 885/2004. (See end of Document for details)*

akciju sabiedrība,

un sabiedrība ar ierobežotu atbildību

LITHUANIA:

akcinės bendrovės,

uždarosios akcinės bendrovės

and, between the entries for Luxembourg and the Netherlands:

HUNGARY:

részvénytársaság,

korlátolt felelősségű társaság

MALTA:

kumpaniji pubbliċi / public limited liability companies

kumpaniji privati/private limited liability companies

and, between the entries for Austria and Portugal:

POLAND:

spółka akcyjna,

spółka z ograniczoną odpowiedzialnością

and, between the entries for Portugal and Finland:

SLOVENIA:

delniška družba,

družba z omejeno odgovornostjo

SLOVAKIA:

akciová spoločnos',

spoločnosť s ručením obmedzeným.

III. AGRICULTURE
PHYTOSANITARY LEGISLATION

Council Decision 2003/17/EC of 16 December 2002 on the equivalence of field inspections carried out in third countries on seed-producing crops and on the equivalence of seed produced in third countries.

In Annex I, the entries for the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Poland, Slovenia and Slovakia are deleted.

IV. TAXATION

1. Decision No 2235/2002/EC of the European Parliament and of the Council of 3 December 2002 adopting a Community programme to improve the operation of taxation systems in the internal market (Fiscalis programme 2003-2007).