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COMMISSION REGULATION (EC) No 2151/2003

of 16 December 2003

amending Regulation (EC) No 2195/2002 of the European Parliament and of the Council on the Common Procurement Vocabulary (CPV)

(Text with EEA relevance)

(OJ L 329, 17.12.2003, p. 1)

Corrected by:

►**C1** Corrigendum, OJ L 330, 18.12.2003, p. 34 (2151/2003)

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COMMISSION REGULATION (EC) No 2151/2003

of 16 December 2003

amending Regulation (EC) No 2195/2002 of the European Parliament and of the Council on the Common Procurement Vocabulary (CPV)

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2195/2002 of the European Parliament and of the Council of 5 November 2002 on the Common Procurement Vocabulary (CPV) ([1]), and in particular Article 2 thereof,

Whereas:

(1) Regulation (EC) No 2195/2002 established a single classification system applicable to public procurement to standardise the references used by contracting authorities and entities to describe the subject matter of their contracts.

(2) The structure and codes of the CPV may need to be adapted or amended in the light of developments in the markets and users' needs.

(3) The structure and codes of the CPV should be updated to take account of specific needs expressed by Member States and by users of the CPV and to correct material errors that were detected in the various linguistic versions.

(4) Technical adjustments and improvements, which were identified during the legislative process leading to the adoption of Regulation (EC) No 2195/2002 but which could not be taken into account in that Regulation, should be introduced in the Annexes to that Regulation.

(5) In its opinion ([2]) on the proposal for a Regulation on the CPV the Committee of the Regions pointed out that the classification of medicines required improvement and recommended the use of the 'Anatomic Therapeutic Chemical' (ATC) classification system drawn up by the World Health Organisation to complete the CPV structure and codes for medicinal products.

(6) Interested parties and CPV users made specific suggestions for improvements of the CPV.

(7) The update of the CPV codes and structure should be reflected in the illustrative tables showing the correspondence between the CPV and the Provisional Central Product Classification (CPC Prov.) of the United Nations, the General Industrial Classification of Economic Activities within the European Communities (NACE Rev. 1) and the Combined Nomenclature (CN).

(8) In the interest of clarity, the CPV should be replaced entirely as well as the correspondence table between the CPV and the CPC Prov. All amendments to the CPV codes or their descriptions should be listed in a separate new Annex to Regulation (EC) No 2195/2002.

(9) The entry into force of Commission Regulation (EC) No 204/2002 of 19 December 2001 ([3]) amending Council Regulation (EEC) No 3696/93 on the statistical classification of products by activity (CPA) in the European Economic Community has rendered obsolete the information given in Annex II to Regula-

([1]) OJ L 340, 16.12.2002, p. 1.
([2]) OJ C 192, 12.8.2002, p. 50.
([3]) OJ L 36, 6.2.2002, p. 1.

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tion (EC) No 2195/2002, which shows the correspondence between the CPV and the CPA 96.

(10) In Common Position (EC) No 33/2003 of 20 March 2003 adopted by the Council with a view to adopting a directive of the European Parliament and the Council on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts [1] and Common Position (EC) No 34/2003 of 20 March 2003 adopted by the Council with a view to adopting a directive of the European Parliament and the Council coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors [2], product areas are not established by means of reference to the statistical classification of products by activity (CPA).

(11) For those reasons, it is not appropriate to update the correspondence table between the CPV and the CPA 96 set out in Annex II to Regulation (EC) No 2195/2002. That Annex should therefore be deleted.

(12) Regulation (EC) No 2195/2002 should therefore be amended accordingly.

(13) The measures provided for in this Regulation are in accordance with the opinion of the Advisory Committee on Public Procurement,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2195/2002 is amended as follows:

Annex I is replaced by the text set out in Annex I to this Regulation;

Annex II is replaced by the text set out in Annex II to this Regulation;

Annex III is replaced by the text set out in Annex III to this Regulation;

Annex IV is amended in accordance with Annex IV to this Regulation;

Annex V is amended in accordance with Annex V to this Regulation.

Article 2

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This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

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

[1] OJ C 147 E, 24.6.2003, p. 1.
[2] OJ C 147 E, 24.6.2003, p. 137.

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ANNEX I

COMMON PROCUREMENT VOCABULARY (CPV)

Structure of the classification system

1. The CPV consists of a main vocabulary and a supplementary vocabulary.

2. The main vocabulary is based on a tree structure comprising codes of up to nine digits associated with a wording that describes the supplies, works or services forming the subject of the contract.

   The numerical code consists of 8 digits, subdivided as follows:

   — the first two digits identify the divisions (XX000000-Y);
   — the first three digits identify the groups (XXX00000-Y);
   — the first four digits identify the classes (XXXX0000-Y);
   — the first five digits identify the categories (XXXXX000-Y).

   Each of the last three digits gives a greater degree of precision within each category.

   A ninth digit serves to verify the previous digits.

3. The supplementary vocabulary may be used to expand the description of the subject of a contract. The items are made up of an alphanumeric code with a corresponding wording allowing further details to be added regarding the specific nature or destination of the goods to be purchased.

   The alphanumeric code is made up of:

   — a first level comprising a letter corresponding to a section;
   — a second level comprising four digits, the first three of which denote a subdivision and the last one being for verification purposes.

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MAIN VOCABULARY

CPV Code	Description
01000000-7	Agricultural, horticultural, hunting and related products
01100000-8	Crops, products of market gardening and horticulture
01110000-1	Cereals and other crops
01111000-8	Cereals
01111100-9	Wheat
01111110-2	Durum wheat
01111120-5	Soft wheat
01111200-0	Maize
01111300-1	Rice
01111400-2	Barley
01111500-3	Rye
01111600-4	Oats
01111700-5	Malt
01111900-7	Grain products
01112000-5	Potatoes and dried vegetables
01112100-6	Potatoes
01112200-7	Dried leguminous vegetables and pulses
01112210-0	Dried leguminous vegetables
01112211-7	Lentils
01112212-4	Chick peas
01112213-1	Dried peas
01112220-3	Pulses
01113000-2	Oil seeds and oleaginous fruit
01113100-3	Soya beans
01113200-4	Peanuts
01113300-5	Sunflower seeds
01113400-6	Cotton seeds
01113500-7	Sesame seeds
01113600-8	Mustard seeds
01114000-9	Unmanufactured tobacco
01115000-6	Plants used for sugar manufacturing
01115100-7	Sugar beet
01115200-8	Sugar cane
01116000-3	Straw and forage
01116100-4	Straw
01116200-5	Forage
01117000-0	Raw vegetable materials
01117100-1	Raw vegetable materials used in textile production
01117110-4	Cotton
01117120-7	Jute
01117130-0	Flax
01118000-7	Natural rubber and latex and associated products
01118100-8	Natural rubber
01118200-9	Natural latex
01118210-2	Latex products
01119000-4	Plants used in specific fields