DECISION No 2/97 OF THE EC-TURKEY ASSOCIATION COUNCIL of 4 June 1997 establishing the list of Community instruments relating to the removal of technical barriers to trade and the conditions and arrangements governing their implementation by Turkey (97/438/EC)

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TURKEY – EC ASSOCIATION COUNCIL,

Having regard to Decision No 1/95 of the EC-Turkey Association Council of 22 December 1995 on implementing the final phase of the Customs Union (1), and in particular Article 8 (2) thereof,

Whereas, in accordance with Article 8 (1) and (2) of Decision No 1/95 a list of Community instruments relating to the removal of technical barriers to trade should be incorporated by Turkey into its internal legal order and the conditions and detailed arrangements governing their implementation should be laid down,

HAS DECIDED AS FOLLOWS:

Article 1

1. Annex II to this Decision contains the list of Community instruments relating to the removal of technical barriers to trade.

2. The instruments referred to in the said Annex II shall be incorporated into the internal legal order of Turkey as follows:

(a) an instrument corresponding to an EEC or EC Regulation shall as such be made part of the internal legal order;

(b) an instrument corresponding to an EEC or EC Directive shall leave to the Turkish authorities the choice of form and methods of implementation.

The instruments referred to in Annex II shall be subject to the horizontal adaptations set out in Annex I, save for any provisions to the contrary set out in Annex II.

Article 2

This Decision shall enter into force on the day of its adoption.

It shall take effect as from 1 January 1997.

Done at Brussels, 4 June 1997.

For the EC-Turkey Association Council

The President

T. ÇİLLER

ANNEX I

INTRODUCTION

The provisions of the instruments referred to in Annex II shall be applicable in accordance with Decision No 1/95 and this Annex, unless otherwise provided for in Annex II. The specific adaptations necessary for individual instruments are set out where the instrument concerned is listed.

As the instruments referred to in Annex II contain notions or make references to procedures specific to the Community legal order, such as:

- the preambles,

- the addressees of Community instruments,

- the references to the territories and languages of the EC,

- the references to the reciprocal rights and obligations of the EC Member States, their public entities, undertakings or individuals, and

- the references to information procedures and notification,

the following horizontal adaptations shall apply unless otherwise provided for in Annex II:

1. INTRODUCTORY PARTS OF THE INSTRUMENTS

The preambles of the instruments referred to are not adapted for the purposes of Decision No 1/95. They are relevant to the extent necessary for the proper interpretation and application, within the framework of that Decision, of the provisions contained in such instruments.

2. PROVISIONS ON EC COMMITTEES

Procedures, institutional arrangements or other provisions concerning EC committees contained in the instruments referred to are dealt with in Article 60 of Decision No 1/95.

3. PROVISIONS SETTING UP PROCEDURES FOR ADAPTING/AMENDING COMMUNITY INSTRUMENTS

Where an instrument referred to provides for EC procedures on its adaptation, extension or amendment the relevant consultation and decision-making procedures provided for in Decision No 1/95 shall apply.
4. EXCHANGE OF INFORMATION AND NOTIFICATION PROCEDURES

(a) Where an EC Member State is to submit information to the EC Commission, Turkey shall also submit the corresponding information to the EC Commission;

(b) Where an EC Member State is to submit information to one or more other EC Member States, it shall also submit that information to the EC Commission.

Turkey shall submit the corresponding information to the EC Commission for distribution to the EC Member States;

(c) The EC Commission shall forward the information it has received from the EC Member States to Turkey. Where an instrument set out in Annex II contains provisions which do not provide for information to be forwarded to all EC Member States, these provisions shall be applicable mutatis mutandis to Turkey;

(d) In areas where, for reasons of urgency, rapid transfer of information is called for, appropriate sectoral solutions providing for direct exchange of information shall apply;

(e) Functions of the EC Commission in the context of procedures for verification or approval, information, notification and similar matters shall also include Turkey. The EC Commission and Turkey shall exchange all information regarding these matters. This is without prejudice to paragraphs 2, 3 and 7. Any issue arising in this context may be referred to the EC-Turkey Customs Union Joint Committee.

5. REVIEW AND REPORTING PROCEDURES

Where, according to an instrument referred to, the EC Commission or another EC body is to prepare a report or an assessment or the like, it shall also include Turkey. The EC Commission and Turkey shall consult each other and exchange information during the preparation of these reports, copies of which shall be sent to the EC-Turkey Customs Union Joint Committee.

6. PUBLICATION OF INFORMATION

(a) Where, according to an instrument referred to, an EC Member State is to publish certain information on facts, procedures and the like, Turkey shall also, under Decision No 1/95, publish the relevant information in a corresponding manner;

(b) Where, according to an instrument referred to, facts, procedures, reports and the like are to be published in the Official Journal of the European Communities, the corresponding information regarding Turkey shall also be published in the Official Journal.
7. RIGHTS AND OBLIGATIONS

Rights conferred and obligations imposed upon the EC Member States or their public entities, undertakings or individuals in relation to each other shall be understood also to be conferred or imposed upon Turkey, the latter also being understood, as the case may be, as its competent authorities, public entities, undertakings or individuals.

8. REFERENCES TO TERRITORIES

Whenever the instruments referred to contain references to the territory of the 'Community’ or of 'the common market’ the references shall for the purposes of Decision No 1/95 be understood to include the territory of the Turkish Republic.

9. REFERENCES TO NATIONALS OF EC MEMBER STATES

Whenever instruments referred to contain references to nationals of EC Member States, the references shall for the purposes of Decision No 1/95 be understood to be references also to nationals from the Republic of Turkey.

10. REFERENCES TO LANGUAGES

Where an instrument referred to confers upon the EC Member States or their public entities, undertakings or individuals rights or imposes obligations regarding the use of any of the official languages of the European Communities, the corresponding rights and obligations regarding the use of any of the official languages of the Contracting Parties shall be understood to be conferred or imposed upon Contracting Parties, their competent authorities, public entities, undertakings or individuals.

11. ENTRY INTO FORCE AND IMPLEMENTATION OF INSTRUMENTS

Provisions on the entry into force or implementation of the instruments referred to in the list are not relevant for the purposes of Decision No 1/95. The time limits and dates for Turkey for bringing into force and implementing instruments referred to follow from Article 8 (1) of that Decision.

12. ADDRESSEES OF COMMUNITY INSTRUMENTS

Provisions indicating that a Community instrument is addressed to the Member States of the Community are not relevant for the purposes of Decision No 1/95.
ANNEX II

SECTORAL ADAPTATIONS

References to Articles 30 and 36 or 30 to 36 of the Treaty establishing the European Economic Community shall be replaced with references to Articles 5 and 7 or 5 to 7 of Decision No 1/95.
I. MOTOR VEHICLES

ACTS REFERRED TO:


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 115),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 108),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 211),


The provisions of the Directive shall, for the purposes of Decision No 1/95, be read with the following adaptation:
(a) In Article 2 (a), the following indents shall be added:

"Tip onayi" in Turkish law;  

(b) In Annex VII, the following shall be added to point 1.1:

'37 for Turkey';

(c) In Annex IX, the following shall be added to points 37 of parts I and II:

', Turkey:...'.


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties  
  - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 115),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties  
  - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 211),


The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptations:

(a) in Annex II, the following shall be added to the footnote relating to point 3.1.3:

'TR = Turkey’;

(b) in Annex IV, the following shall be added to the footnote concerning the distinctive letter(s) of the country granting type-approval:

'TR = Turkey’.


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties (Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 115),


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116).


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116).


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116),


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116).


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116),

- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 108),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added to the text in brackets in point 1.4.1:

'37 for Turkey'.


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 116),

- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptation:

In Appendix 2 to Annex II, the following shall be added to the enumeration of distinguishing numbers in point 4.2:

'37 for Turkey'.


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 118),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptation:

In Annex I, the following shall be added to the footnote relating to point 3.2.2.2:

'T37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),
- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties
- Accession to the European Communities of the Kingdom of Spain and the
Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),

- 1 94 N: Act concerning the Conditions of Accession of the Republic of Austria, the
Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with
the following adaptation:

In the Annex, the following shall be added to the text in brackets in point 2.1.2:

'37 for Turkey'.

approximation of the laws of the Member States relating to anchorages for motor-
vehicle safety-belts (OJ No L 24, 30. 1. 1976, p. 6), as amended by:

1981, p. 30),

5. 1982, p. 9),


of the laws of the Member States relating to the installation of lighting and light-
1), as amended by:

25. 2. 1980, p. 8), as corrected by OJ No L 111, 30. 4. 1980, p. 22,

22. 4. 1982, p. 31),

6. 1983, p. 47),

5. 1984, p. 27,

20. 4. 1989, p. 38), as corrected by OJ No L 114, 27. 4. 1989, p. 52,


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex III, the following shall be added to point 4.2:

'37 for Turkey'.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex III, the following shall be added to point 4.2:
'37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex III, the following shall be added to point 4.2:

'37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added to point 4.2:

'37 for Turkey’.

- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VI, the following shall be added to point 4.2:

'37 for Turkey'.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex II, the following shall be added to point 4.2:

'37 for Turkey'.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex II, the following shall be added to point 4.2:

'37 for Turkey'.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex II, the following shall be added to point 4.2:

'37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),

- 1 94 N: Act concerning the Conditions of Accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded (OJ No C 241, 29. 8. 1994, p. 204).

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex IV, the following shall be added to point 4.2:

'37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex III, the following shall be added to point 1.1.1:

'37 for Turkey'.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),

- 1 94 N: Act concerning the Conditions of Accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded (OJ No C 241, 29. 8. 1994, p. 204).

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VI, the following shall be added to point 1.1.1:

'37 for Turkey’.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


- 1 94 N: Act concerning the Conditions of Accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded (OJ No C 241, 29. 8. 1994, p. 204).

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) In Article 2, the following indents shall be added:

"Tip onayi" in Turkish law’;

(b) In Annex II, the following shall be added to point 3.1.3:

'37 for Turkey’.


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Article 8, the following indents shall be added:

"Tip onayi" in Turkish law’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added to point 5.1.3:

'37 for Turkey’.


**ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:**

The Parties take note of the content of the following acts:


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:
In Annex II, the following shall be added to point 3.4.1:

'37 for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex II, the following shall be added to point 4.4.1, footnote 1:

'37 for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added at the end of the first sentence of point 4.2:

'37 for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex V, the following shall be added to point 1.1:

'37 for Turkey'.


The provisions of this Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added to point 3.3.4:

'37 for Turkey'.
II. AGRICULTURAL AND FORESTRY TRACTORS

ACTS REFERRED TO:


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 17),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Article 2 (a), the following indents shall be added:

"Tip onayi" in Turkish law.


platforms for wheeled agricultural or forestry tractors (OJ No L 84, 28. 3. 1974, p. 33), as corrected by OJ No L 226, 18. 8. 1976, p. 16, as amended by:


agricultural or forestry tractors (OJ No L 122, 8. 5. 1976, p. 1), as corrected by OJ No L 226, 18. 8. 1976, p. 16, as amended by:


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VI, the following shall be added:

'37 for Turkey'.

emission of pollutants from diesel engines for use in wheeled agricultural or forestry tractors (OJ No L 220, 29. 8. 1977, p. 38), as amended by:


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex II, the following shall be added to point 3.5.2.1:

'37 for Turkey'.


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VI, the following shall be added:

'37 for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VI, the following shall be added:

'37 for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex VII, the following shall be added:

'37 for Turkey’.

The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) in Annex III A, the following shall be added to footnote 1 of point 5.4.1:

'37 for Turkey’;

(b) in Annex V, the following shall be added to the text in brackets of point 2.1.3:

'TR for Turkey’.
III. LIFTING AND MECHANICAL HANDLING APPLIANCES

ACTS REFERRED TO:


- 185 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex I, the following shall be added to the text in brackets in point 3:

'TR for Turkey’.


IV. HOUSEHOLD APPLIANCES

ACTS REFERRED TO:

1. Repealed.


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 227),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) in Annex I, the following shall be added to point 3.1.1:

'Elektrikli firin’, in Turkish;

(b) in Annex I, the following shall be added to point 3.1.3:

'Kullanılabilir hacim’, in Turkish (TR);

(c) in Annex I, the following shall be added to point 3.1.5.1:

'200° C'ye kadar önisitma tüketimi’ in Turkish (TR)

'Sabit durum tüketimi 200° C'de bir saat’ in Turkish (TR)

TOPLAM, in Turkish (TR);

(d) in Annex I, the following shall be added to point 3.1.5.3:

'Temizleme devri tüketimi’, in Turkish (TR);

(e) the following Annexes shall be added:

Annex II (h)
Annex II (i)

(drawings with the adaptations in Turkish).


V. GAS APPLIANCES

ACTS REFERRED TO:


VI. CONSTRUCTION PLANT AND EQUIPMENT

ACTS REFERRED TO:


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex IV, the following shall be added to the text in brackets:

'TR for Turkey’.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Annex IV, the following shall be added to the text in brackets:

'TR for Turkey’.


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


VII. OTHER MACHINES

ACTS REFERRED TO:


VIII. PRESSURE VESSELS

ACTS REFERRED TO:


   - 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

   - 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 213),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

The following shall be added to the text in brackets in the first indent of point 3.1 of Annex I and in the first indent of point 3.1.1.1.1 of Annex II:

'TR for Turkey’.


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


IX. MEASURING INSTRUMENTS

ACTS REFERRED TO:


- 1 72 B: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 118),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) To the first indent of point 3.1 of Annex I and to the first indent of point 3.1.1.1 (a) of Annex II, the following shall be added to the text in brackets:

'TR for Turkey';

(b) the drawings to which Annex II point 3.2.1 refers shall be supplemented by the letters necessary for the sign TR.


- 1 72 B: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 119),

- 1 79 H: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

To Article 1 (a) the following is added between the brackets:

'AB'nin standart dökme yoğunluğu [(Unit: kg/hl - kilogram/hectolitre)] (in Turkish)'.

- 1 72 B: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 119),

- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 212),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

In Chapter IV of the Annex the following shall be added at the end of section 4.8.1:

'1 Lira (Turkey)'.


16. Repealed


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following instruments:


X. ELECTRICAL MATERIAL

ACTS REFERRED TO:


used in human or veterinary medicine (OJ No L 300, 19. 11. 1984, p. 179), as amended by:


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following instruments:


- C/26/80/p. 2: Amendment to the Communication of the Commission (OJ No C 26, 2. 2. 1980, p. 2).

of the Member States relating to electrical equipment designed for use within certain voltage limits (OJ No C 107, 30. 4. 1980, p. 2).


XI. TEXTILES

ACTS REFERRED TO:


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 118),

- 1 79 H: Act concerning the conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 109),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 219),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

The following shall be added to Article 5.1:

"Yün Elyafi (hayvanın sırt bölgesinden elde edilen)" or "Yün Elyafi (hayvanın karın bölgesinden elde edilen)" in Turkish."


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


XII. FOODSTUFFS

ACTS REFERRED TO:


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972, p. 120),


- 1 79 H: Acts concerning the conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


2. Repealed.


5. Repealed.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 216).


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 216),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 216).

10. Repealed.


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 85 I: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, pp. 216 and 217),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 110),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 17),

- 1 85 I: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 217),


- 1 79 H: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 17),

- 1 85 I: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 218),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) the following shall be added to Article 5.3:

'\text{in Turkish } "\text{Işinlanmış} \text{" veya "ionize isinlamaya tabi tutulmuş."."};'

(b) in Article 9 (6), the corresponding heading in the Harmonized System to CN codes 2206 00 91, 2206 00 93 and 2206 00 99 is 22 06;

(c) the following shall be added to Article 9a.2:

'\text{In Turkish } "\text{tarihine kadar tüketin} \text{."};'

(d) in Article 10a, the corresponding heading in the Harmonized System to tariff heading Nos 2204 and 2205 is 2204.


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 217),


24. 380 L 0590: Commission Directive 80/590/EEC of 9 June 1980 determining the symbol that may accompany materials and articles intended to come into contact with foodstuffs (OJ No L 151, 19. 6. 1980, p. 21), as amended by:

- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 217),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) The following shall be added to the title of the Annex:

'EK' (Turkish);

(b) The following shall be added to the text in the Annex:

'sembol' (Turkish).


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties
- Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 217).


31. Repealed.


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 217).

33. Repealed.


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptation:

The following shall be added to Article 8 (1) (a):

- in Turkish'sok dondurulmus’.


52. 390 L 0128: Commission Directive 90/128/EEC of 23 February 1990 relating to plastic materials and articles intended to come into contact with foodstuffs (OJ No L 75, 21.3.1990, p. 19), as amended by:


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) In Article 7.1, the following indents should be added to the first paragraph:

- in Turkish:'bebek maması` and'devam maması`;

(b) In Article 7.1, the following indents shall be added to the second paragraph:

- in Turkish:'bebek sütü` and'devam sütü`.


The provisions of the Regulation shall, for the purposes of Decision 1/95, be read with the following adaptation:

Article 2 shall be amended as follows:

the following indents shall be added:

'- in Turkish: "organik"'.


54h. 393 L 0010: Commission Directive 93/10/EEC of 15 March 1993 relating to materials and articles made of regenerated cellulose film intended to come into contact with foodstuffs (OJ No L 93, 17. 4. 1993, p. 27), as amended by:


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


57. C/271/89/p. 3: Commission interpretative communication concerning the free circulation of foodstuffs within the Community (OJ No C 271, 24. 10. 1989, p. 3).

58. C/270/91/p. 2: Commission interpretative communication on the names under which foodstuffs are sold (OJ No C 270, 15. 10. 1991, p. 2).

XIII. MEDICINAL PRODUCTS

ACTS REFERRED TO:


- 1 72 B: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland (OJ No L 73, 27. 3. 1972),


- 1 85 I: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985).


8. Repealed.


77/114


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


17. C/115/82/p. 5: Commission communication on parallel imports of proprietary medicinal products for which marketing authorization has already been granted (OJ No C 115, 6. 5. 1982, p. 5).
XIV. FERTILIZERS

ACTS REFERRED TO:


   - 1 79 H: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Hellenic Republic (OJ No L 291, 19. 11. 1979, p. 17),

   - 1 85 I: Act concerning the Conditions of Accession and Adjustment to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 23),


The provisions of the Directive shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) In Annex I, Chapter A II, the following shall be added to No 1, column 6, third paragraph, to the text in brackets:

'Turkey';

(b) In Annex I, Chapter B 1, 2 and 4, the following shall be added to column 9, point 3, to the text in brackets after (6b):

'Turkey'.

80/114


XV. DANGEROUS SUBSTANCES

ACTS REFERRED TO:


1983, p. 9),

24. 9. 1983, p. 33),

10. 1985, p. 56),

12. 1985, p. 1),

12. 1989, p. 19),

12. 1989, p. 24),

1991, p. 34),

1991, p. 59),

1991, p. 64),

12. 1991, p. 36),

(OJ No L 188, 22. 7. 1994, p. 1),


of the laws of the Member States relating to the classification, packaging and labelling
of dangerous preparations (pesticides) (OJ No L 206, 29. 7. 1978, p. 13), as amended
by:

1981, p. 29),


The provisions of the Regulation shall, for the purposes of Decision 1/95, be read with the following adaptations:

(a) where under this Regulation manufacturers in the Community are to submit information to the Commission, this requirement shall be extended to manufacturers and importers in Turkey;

(b) where under this Regulation manufacturers and importers in the Community are required to submit information to rapporteurs, this requirement shall be extended to manufacturers and importers in the Republic of Turkey;

(c) where under this Regulation Member States and/or rapporteurs in the Community are to provide information (including decisions or testing, risk evaluations and strategies for risk limitations) to the Commission, this requirement shall be extended to Turkey and/or rapporteurs in the Republic of Turkey;

(d) where under this Regulation the Commission is to send information to the Member States and/or rapporteurs in the Community, such information shall also be sent to Turkey and/or rapporteurs in the Republic of Turkey;
(e) for the application of Article 3, any manufacturer in the Republic of Turkey who has produced or any importer in the Republic of Turkey who has imported an existing substance, as such or in a preparation, in quantities exceeding 1 000 tonnes per year, at least once in the three years preceding the adoption of this Regulation and/or the year following its adoption, must submit to the Commission at least the information specified in Annex III, points 1.1 to 1.19, within 24 months, in the case of a substance appearing in Annex I and in the case of a substance appearing in the Einecs (European Inventory of Existing Commercial Substances) but not in Annex I;

(f) for the application of Article 7 (1), the manufacturers and importers in the Republic of Turkey shall be required to update the information regarding the production and import volumes referred to in Articles 3 and 4 at the same time as the manufacturers and importers in the Community, if there is a change in relation to the volumes specified in Annex III and IV;

(g) for the application of Article 8 (1), the national lists referred to shall be understood to include national lists from the Republic of Turkey;

(h) for the application of Article 10 (1), the Republic of Turkey may be appointed as responsible for evaluating priority substances; (i) for the application of Article 13, the Republic of Turkey shall designate authorities, referred to in this Article, to participate in the implementation of this Regulation in collaboration with the Commission;

(j) in Annex V the following shall be added concerning information offices:

The Republic of Turkey
Çevre Bakanlığı
İstanbul Cad. No 88
İskitler - ANKARA
(Tel: (312) 341 07 18).


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:
The Parties take note of the content of the following acts:


XVI. COSMETICS

ACTS REFERRED TO:


- 1 85 I: Act concerning the Conditions of Accession and Adjustments to the Treaties - Accession of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 218),


XVII. ENVIRONMENT PROTECTION

ACTS REFERRED TO:


   The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptation:

   In Article 1 (1) (a), the corresponding heading in the Harmonized System to subheading No 2710 C I of the Common Customs Tariff is ex 2710.


XVIII. INFORMATION TECHNOLOGY, TELECOMMUNICATIONS AND
DATA PROCESSING

ACTS REFERRED TO:

1. Repealed.


The provisions of the Decision shall, for the purposes of Decision 1/95, be read with the following adaptations:

'European standard’, referred to in Article 1 (7) of the Decision, shall mean a standard approved by ETSI, CEN/Cenelec, CEPT and other bodies on which the Contracting Parties may agree. 'European prestandard’, referred to in Article 1 (8) of the Decision, shall mean a standard adopted by the same bodies.


**ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE:**


XIX. GENERAL PROVISIONS IN THE FIELD OF TECHNICAL BARRIERS TO TRADE

ACTS REFERRED TO:


- 1 85 I: Act concerning the Conditions of Accession and the Adjustments to the Treaties - Accession to the European Communities of the Kingdom of Spain and the Portuguese Republic (OJ No L 302, 15. 11. 1985, p. 214),


The Directive shall, for the purposes of Decision No 1/95, be read with the following adaptations:

I. In Article 1 paragraphs 4, 5, 6, 7 and 8 shall be replaced by paragraphs 9 and 10 which shall be renumbered paragraphs 4 and 5.

The last two subparagraphs of paragraph 4 shall be replaced by the following:

'4...

This comprises technical regulations imposed by the authorities designated by the Member States and appearing on a list drawn up by the Commission. The authorities designated by Turkey shall be added to this list.'

II. Articles 8, 9, 10, 11 and 12 shall become Articles 2, 3, 4, 5, 6 and 7.

(a) The following shall be added to the first subparagraph of Article 2 (1) (former Article 8 (1)):

'The full text of the draft technical regulation notified, in the original language, and a full translation in one of the official languages of the Community shall be communicated to the Commission.';
(b) In the final subparagraph of Article 2 (1) (former Article 8 (1)) after the detailed comments or opinions of the Commission or the Member States’ the following shall be added: or the comments of Turkey’.

The reference to the detailed opinions of the Commission or the Member States shall be deleted;

(c) In Article 2 (2) (former Article 8 (2)), the following shall be added:

'Where a six-month standstill is requested, in accordance with the Community procedure, the Community shall inform the Turkish authorities accordingly.';

(d) Article 3 (formerly Article 9) shall be replaced by the following:

'The competent authorities of the EU Member States and Turkey shall postpone the adoption of a draft technical regulation for three months from the date of receipt by the Commission of the communication referred to in Article 2 (1).

However, this three-month standstill shall not apply in those cases where, for urgent reasons, occasioned by serious and unforeseeable circumstances, relating to the protection of public and animal health, the preservation of plants or safety, the competent authorities are obliged to prepare technical regulations in a very short space of time in order to enact and introduce them immediately without any consultations being possible. The competent authorities shall give, in the communication referred to in Article 2, the reasons which warrant the urgency of the measures taken. The Commission shall give its views on the communication as soon as possible.';

(e) In Article 4 (former Article 10) paragraphs 3 and 4 shall be replaced by the following text:

'3. Article 4 shall not apply to the technical specifications or other requirements referred to in the second indent of the second paragraph of point 4 of Article 1.'.

III. Annexes 1 and 2 to the Directive shall be deleted.

IV. For the purposes of the application of the Directive, the following communications shall be transmitted by electronic means:

(a) notification sheets. These may be communicated before or at the same time as transmission of the full text;

(b) requests for further information;

(c) replies to requests for further information;

(d) comments;

(e) replies to comments;
(f) requests for ad hoc meeting;

(g) replies to requests for ad hoc meeting;

(h) requests for definitive texts.

At the moment the following communications may be transmitted by normal post:

(a) full text of the draft notified;

(b) basic legislation or implementing provisions;

(c) definitive text.

V. The contracting parties shall jointly agree the administrative provisions applicable to the communications.

2. Repealed.


The provisions of the Regulation shall, for the purposes of Decision No 1/95, be read with the following adaptations:

(a) In Article 6.1, the following indent shall be added:

-'Tehlikeli ürün - serbest dolasimina izin verilmemistir -
Regülasyon (EEC) No 339/93’ (Turkish);

(b) In Article 6.2, the following shall be added:

-'Uygun olmayan ürün - serbest dolasimina izin verilmemistir -
Regülasyon (EEC) No 339/93’ (Turkish).


3d. 393 D 0465: Council Decision 93/465/EEC of 22 July 1993 concerning the modules for the various phases of the conformity assessment procedures and the rules for the affixing and use of the CE conformity marking, which shall be intended to be used in the technical harmonization directives (OJ No L 220, 30. 8. 1993, p. 23).


The provisions of the Decision shall, for the purposes of Decision No 1/95, be read with the following adaptations:

The text of Article 12 shall be replaced by the following:

'This Decision shall enter into force on the day of its adaptation. It shall be applicable as from 31 December 2000. Six months before this date at the latest, Turkey shall communicate to the Commission the measures it has taken for the purpose of implementing the Decision.'.

ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


XX. FREE MOVEMENT OF GOODS - GENERAL

ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:

1. 380 Y 1003(01): Communication from the Commission concerning the consequences of the judgment given by the Court of Justice of the European Communities on 20 February 1979 in Case 120/78 (‘Cassis de Dijon’) (OJ No C 256, 3. 10. 1980, p. 2).

2. 585 PC 0310: Commission Communication on the completion of the internal market COM(85) 310 final (‘White Paper’).
XXI. CONSTRUCTION PRODUCTS

ACTS REFERRED TO:


ACT OF WHICH THE PARTIES SHALL TAKE NOTE

The Parties take note of the content of the following act:

XXII. PERSONAL PROTECTIVE EQUIPMENT

ACT REFERRED TO:


ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


XXIII. TOYS

ACT REFERRED TO


Provisions concerning classification and labelling as well as restrictions on the marketing and use of dangerous substances and preparations in this Agreement shall apply also to provisions in Annex II, part II, point 3 of the Directive.

ACTS OF WHICH THE PARTIES SHALL TAKE NOTE

The Parties take note of the content of the following acts:

2. C/87/93/p. 3: Commission Communication pursuant to Article 9 (2) of Council Directive 88/378/EEC regarding the list of bodies approved by the Member States responsible for carrying out the EC type-examination referred to in Articles 8 (2) and 10 of that Directive (OJ No C 87, 27. 3. 1993, p. 3).


XXIV. MACHINERY

ACT REFERRED TO:


   
   

ACTS OF WHICH THE PARTIES SHALL TAKE NOTE:

The Parties take note of the content of the following acts:


XXV. TOBACCO

ACTS REFERRED TO:


The provisions of the Directive shall, for the purposes of Decision No 1/95, be read with the following adaptations:

In Article 2 the following indent shall be added to the third paragraph:

'For the Turkish Republic, as a temporary derogation, the limit values and dates of implementation shall be as follows:

- 15 mg per cigarette as from 31 December 2000,
- 12 mg per cigarette as from 31 December 2006.'
XXVI. ENERGY

ACT REFERRED TO:

XXVII. SPIRIT DRINKS

Contracting Parties shall authorize imports and marketing of spirit drinks which are in conformity with the Community legislation as listed in this Chapter.

ACTS REFERRED TO:


XXVIII. CULTURAL GOODS

ACT REFERRED TO:

XXIX. EXPLOSIVE FOR CIVIL USE

ACT REFERRED TO:

XXX. MEDICAL DEVICES

ACT REFERRED TO:

XXXI. RECREATIONAL CRAFT

ACT REFERRED TO:

XXXII. MISCELLANEOUS

ACTS REFERRED TO:


(1) Listed here for information purposes only; for application see Annex IV on energy.

(2) Listed here for information purposes only.