RÈGLEMENT (CE) Nº 459/2009 DE LA COMMISSION

du 29 mai 2009

modifiant le règlement (CE) nº 1249/96 portant modalités d'application du règlement (CEE) nº 1766/92 du Conseil en ce qui concerne les droits à l'importation dans le secteur des céréales

LA COMMISSION DES COMMUNAUTÉS EUROPÉENNES,

vu le traité instituant la Communauté européenne,

vu le règlement (CE) nº 1234/2007 du Conseil du 22 octobre 2007 portant organisation commune des marchés dans le secteur agricole et dispositions spécifiques en ce qui concerne certains produits de ce secteur (règlement «OCM unique») [1], et notamment son article 143, point b), en liaison avec son article 4,

considérant ce qui suit:

(1) L'annexe IV *bis* du règlement (CE) nº 1249/96 de la Commission [2] reprend les modèles de certificat de conformité autorisés par le gouvernement des États-Unis d'Amérique en ce qui concerne les exportations de blé tendre de haute qualité et de blé dur de haute qualité vers la Communauté européenne. Les autorités américaines ont informé les services de la Commission d'une modification de leurs modèles nationaux. Il convient donc d'adapter lesdits modèles.

(2) Il y a lieu de modifier le règlement (CE) nº 1249/96 en conséquence.

(3) Les mesures prévues au présent règlement sont conformes à l'avis du comité de gestion de l'organisation commune des marchés agricoles,

A ARRÊTÉ LE PRÉSENT RÈGLEMENT:

Article premier

L'annexe IV *bis* du règlement (CE) nº 1249/96 est remplacée par le texte figurant à l'annexe du présent règlement.

Article 2

Le présent règlement entre en vigueur le troisième jour suivant celui de sa publication au *Journal officiel de l'Union européenne*.

Le présent règlement est obligatoire dans tous ses éléments et directement applicable dans tout État membre.

Fait à Bruxelles, le 29 mai 2009.

Par la Commission
Mariann FISCHER BOEL
Membre de la Commission

[1] JO L 299 du 16.11.2007, p. 1.
[2] JO L 161 du 29.6.1996, p. 125.

ANNEXE

«*ANNEXE IV* bis

MODÈLE DE CERTIFICAT DE CONFORMITÉ AUTORISÉ PAR LE GOUVERNEMENT DES ÉTATS-UNIS D'AMÉRIQUE POUR LE BLÉ TENDRE

FORM FGIS-909
JAN 07

UNITED STATES DEPARTMENT OF AGRICULTURE
FEDERAL GRAIN INSPECTION SERVICE
U.S. GRAIN STANDARDS ACT

OFFICIAL EXPORT INSPECTION CERTIFICATE

Approved OMB No. 0580-0013

ORIGINAL

US-XXXX-X-XXXX
NOT NEGOTIABLE

LEVEL OF INSPECTION: **ISSUED AT:** **DATE OF SERVICE:**

IDENTIFICATION: **LOCATION:** **QUANTITY:** (this is NOT a weight certificate)

GRADE AND KIND:

RESULTS:

REMARKS:

FEDERAL GRAIN INSPECTION SERVICE · U.S. DEPARTMENT OF AGRICULTURE ·

I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.

APPLICANT NAME: **NAME OR SIGNATURE:**

ISSUING OFFICE:

This certificate is issued under the authority of the United States Grain Standards Act, as amended (7 U.S.C. 71 *et seq.*), and the regulations thereunder (7 CFR 800.0 *et seq.*). It is issued to show the kind, class, grade, quality, condition, or quantity of grain; or the condition of a carrier or container for the storage or transportation of grain; or other facts relating to grain as determined by official personnel. The statements on the certificate are considered true at the time and place the inspection or weighing service was performed. The certificate shall not be considered representative of the lot if the grain is transshipped or is otherwise transferred from the identified carrier or container or if grain or other material is added to or removed from the total lot. If this certificate is not canceled by a superseding certificate, it is receivable by all officers and all courts of the United States as prima facie evidence of the truth of the facts stated therein. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or other Federal law.

WARNING: Any person who shall knowingly falsely make, issue, alter, forge, or counterfeit this certificate, or participate in any such actions, or otherwise violate provisions in the U.S. Grain Standards Act, the U.S. Warehouse Act, or related Federal laws is subject to criminal, civil, and administrative penalties. The conduct of all services and the licensing of personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or handicap.

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information is 0580-0013. The time required to disclose this recordkeeping requirement is to average 39.097 hours per recordkeeper annually, including the time to retain such records, and to notify, disclose, and report to third parties such recordkeeping requirements.

MODÈLE DE CERTIFICAT DE CONFORMITÉ AUTORISÉ PAR LE GOUVERNEMENT DES ÉTATS-UNIS D'AMÉRIQUE POUR LE BLÉ DUR

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