

COMMISSION REGULATION (EC) No 297/2009**of 8 April 2009****amending Regulation (EC) No 1277/2005 laying down implementing rules for Regulation (EC) No 273/2004 of the European Parliament and of the Council on drug precursors and for Council Regulation (EC) No 111/2005 laying down rules for the monitoring of trade between the Community and third countries in drug precursors**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 111/2005 of 22 December 2004 laying down rules for the monitoring of trade between the Community and third countries in drug precursors ⁽¹⁾, and in particular Article 11(1) and the third subparagraph of Article 12(1) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1277/2005 ⁽²⁾ determines third countries of destination requiring specific monitoring measures upon export of drug precursors from the Community. Annex IV to that Regulation lists for each of the scheduled substances of categories 2 and 3 of the Annex to Regulation (EC) No 111/2005, the countries for which a pre-export notification is required. The lists involve third countries which have requested to receive pre-export notifications in accordance with Article 12(10) of the United Nations Convention against illicit traffic in narcotic drugs and psychotropic substances of 1988.
- (2) Romania is listed in Annex IV to Regulation (EC) No 1277/2005. Since Romania has become a Member State, it is necessary to remove it from the lists.

- (3) Annex IV to Regulation (EC) No 1277/2005 does not list all third countries which have requested to receive pre-export notifications since the entry into force of Regulation (EC) No 1277/2005. Since 2005, Canada, Maldives, Oman and the Republic of Korea have made such requests and should therefore be added.
- (4) Regulation (EC) No 1277/2005 should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 30(1) of Regulation (EC) No 111/2005,

HAS ADOPTED THIS REGULATION:

Article 1

Annex IV to Regulation (EC) No 1277/2005 is replaced by the text set out in the Annex to this Regulation.

*Article 2*This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 8 April 2009.

For the Commission

László KOVÁCS

Member of the Commission

⁽¹⁾ OJ L 22, 26.1.2005, p. 1.⁽²⁾ OJ L 202, 3.8.2005, p. 7.

ANNEX

'ANNEX IV

1. List of countries referred to in Article 20 for which a pre-export notification is required for exports of scheduled substances of category 2 of the Annex to Regulation (EC) No 111/2005

Substance	Destination	
Acetic anhydride Potassium permanganate	Any third country	
Anthranilic acid	Antigua and Barbuda Benin Bolivia Brazil Canada Cayman Islands Chile Colombia Costa Rica Dominican Republic Ecuador Ethiopia Haiti India Indonesia Jordan Kazakhstan Lebanon Madagascar	Malaysia Maldives Mexico Nigeria Oman Paraguay Peru Philippines Republic of Moldova Russian Federation Saudi Arabia South Africa Tajikistan Turkey United Arab Emirates United Republic of Tanzania Venezuela
Phenylacetic acid Piperidine	Antigua and Barbuda Benin Bolivia Brazil Canada Cayman Islands Chile Colombia Costa Rica Dominican Republic Ecuador Ethiopia Haiti India Indonesia Jordan Kazakhstan Lebanon Madagascar	Malaysia Maldives Mexico Nigeria Oman Paraguay Peru Philippines Republic of Moldova Russian Federation Saudi Arabia Tajikistan Turkey United Arab Emirates United Republic of Tanzania United States of America Venezuela

2. List of countries referred to in Articles 20 and 22 for which a pre-export notification and an export authorisation is required for exports of scheduled substances of category 3 of the Annex to Regulation (EC) No 111/2005

Substance	Destination	
Methylethyl ketone (MEK) ⁽¹⁾	Antigua and Barbuda	Lebanon
Toluene ⁽¹⁾	Argentina	Madagascar
Acetone ⁽¹⁾	Benin	Malaysia
Ethyl ether ⁽¹⁾	Bolivia	Maldives
	Brazil	Mexico
	Canada	Nigeria
	Cayman Islands	Oman
	Chile	Pakistan
	Colombia	Paraguay
	Costa Rica	Peru
	Dominican Republic	Philippines
	Ecuador	Republic of Moldova
	Egypt	Republic of Korea
	El Salvador	Russian Federation
	Ethiopia	Saudi Arabia
	Guatemala	Tajikistan
	Haiti	Turkey
	Honduras	United Arab Emirates
	India	United Republic of Tanzania
	Jordan	Uruguay
	Kazakhstan	Venezuela
Hydrochloric acid	Bolivia	Peru
Sulphuric acid	Chile	Turkey
	Colombia	Venezuela
	Ecuador	

⁽¹⁾ This includes the salts of these substances whenever the existence of such salts is possible.