



Council of the
European Union

**Brussels, 16 June 2022
(OR. fr)**

**10291/22
ADD 1**

**AGRI 265
AGRILEG 99
PHYTOSAN 24
DELECT 90**

COVER NOTE

From: Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director

date of receipt: 10 June 2022

To: General Secretariat of the Council

No. Cion doc.: C(2022) 3699 final ANNEX

Subject: ANNEX to the COMMISSION DELEGATED REGULATION (EU) .../... establishing a derogation from Article 43(1) of Regulation (EU) 2016/2031 of the European Parliament and the Council as regards the import conditions for introduction into the Union of wood packaging material in the form of ammunition boxes, originating in the United States of America, under the control of the United States Department of Defence, and manufactured before 1 September 2007

Delegations will find attached document C(2022) 3699 final ANNEX.

Encl.: C(2022) 3699 final ANNEX



Brussels, 10.6.2022
C(2022) 3699 final

ANNEX

ANNEX

to the

COMMISSION DELEGATED REGULATION (EU) .../...

establishing a derogation from Article 43(1) of Regulation (EU) 2016/2031 of the European Parliament and the Council as regards the import conditions for introduction into the Union of wood packaging material in the form of ammunition boxes, originating in the United States of America, under the control of the United States Department of Defence, and manufactured before 1 September 2007

ANNEX

CONDITIONS FOR THE INTRODUCTION OF AMMUNITION BOXES AS REFERRED TO IN ARTICLE 1

The boxes referred to in Article 1 shall satisfy the following conditions:

- (1) they display a mark confirming that they have been manufactured by 31 August 2007;
- (2) they display a mark indicating that they have been treated with a wood preservative approved by the Environmental Protection Agency of the United States of America.
- (3) in case the boxes have been repaired since manufacture, the wood used for that purpose fulfils the conditions set out in Article 43(1) of Regulation (EU) 2016/2031;
- (4) the boxes are made of wood. That wood must either be completely debarked or only contain visually separate and clearly distinct small pieces of bark. Those pieces of bark must comply with either of the following requirements:
 - (a) they are less than 3 cm in width (regardless of the length);
 - (b) when they are bigger than 3 cm in width, the total surface area of each individual piece of bark is less than 50 cm²;
- (5) their moisture content level is not more than 20 %;
- (6) they have been stored in closed buildings and transported in closed containers, or under full protective cover;
- (7) they are accompanied by a document issued by the United States Department of Defence confirming compliance with the conditions set out in points (4), (5) and (6).