

COMMISSION REGULATION (EC) No 1209/2000
of 8 June 2000
determining procedures for effecting the communications prescribed under Article 41 of the
Treaty establishing the European Atomic Energy Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the provisions of the Treaty establishing the European Atomic Energy Community, and in particular Article 41,

Having regard to the provisions of the Council Regulation (Euratom) No 2587/1999 of 2 December 1999 ⁽¹⁾, defining the investment project(s) to be communicated to the Commission in pursuance of Article 41 of the Treaty,

Whereas:

It is the responsibility of the Commission, to the extent necessary for the fulfilment of the task devolving on it under Chapter IV of the Treaty, to determine procedure for carrying out the obligation imposed on persons and undertakings by Article 41 to communicate investment projects relating to new installations and also to replacements or conversions which fulfil the criteria as to type and size laid down by the Council,

HAS ADOPTED THIS REGULATION:

Article 1

Investment projects relating to new installations and also to replacement or conversions which fulfil the criteria as to type and size laid down by the Regulation (Euratom) No 2587/1999 shall be communicated to the Commission by means of a form, the model for which is annexed to this Regulation.

Article 2

The obligation to communicate to the Commission the investment projects referred to in Article 41 of the Treaty devolves on persons and undertakings engaged in the industrial activities listed in Annex II to the Treaty, in respect of all installations

already established or to be established within the Community; (the obligation shall, in appropriate cases, be discharged by the local management in the case of undertakings having their seat outside the Community).

Article 3

Where information to be notified pursuant to article 41 of the Treaty has already been provided in the context of the submission of general data under article 37 of the Treaty, the notification can be limited to a cross reference to such previous submission and, in addition, all other information to be notified according to the content of the form which is annexed to this Regulation.

Article 4

Any change made in the course of carrying out investment projects communicated to the Commission in accordance with this Regulation shall be made the subject of a further communication under the same conditions.

Article 5

Any change made to the said form shall be published by the Commission in the *Official Journal of the European Communities*.

Article 6

Regulation No 1 of the Commission of the EAEC of 5 November 1958 ⁽²⁾ is repealed with effect of the date of entry into force of the present Regulation.

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

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

Done at Brussels, 8 June 2000.

For the Commission

Loyola DE PALACIO

Vice-President

⁽¹⁾ OJ L 315, 9.12.1999, p. 1.

⁽²⁾ OJ 25, 27.11.1958, p. 511/58.

ANNEX

INVESTMENT PROJECT

(model)

Industrial activities listed in Annex II of the Treaty	Information to be provided
All activities 1 to 13	<ol style="list-style-type: none"> 1.1. Name and address of the person or undertaking notifying the investment project and, where appropriate, name of a responsible person to whom supplementary questions may be addressed if necessary. 1.2. Name of the investment project. 1.3. Industrial activities under which the investment project comes pursuant to Annex II to the Treaty. 1.4. It is to be a new installation, a replacement or a conversion? 1.5. Reference to documents previously communicated to Euratom in respect of the investment project (date of correspondance). 1.6. Name and address of person(s) or undertaking(s): <ol style="list-style-type: none"> (a) to operate the installation; (b) to prepare the project for the installation; (c) to supervise and inspect the carrying out of the project; (d) who will be mainly responsible for supplying the equipment. 1.7. Methods of financing. 1.8. Geographical location. 1.9. Brief description and general plans. 1.10. Costs of initial installation (in Euro) and breakdown for the main components of the costs. 1.11. Proposed time-scale for the placing of main orders, installations and start-up, particularly the conclusion of initial contracts with suppliers of the commencement of construction work, and the planned commissioning date. 1.12. Description of plans if any, for the decommissioning of the installation. 1.13. Official state authority supplying the licences for construction and operation: duration of licence for operation. 1.14. Short description of research and development programmes, if any.
All activities except 11 (reactors)	<ol style="list-style-type: none"> 2.1. Composition and nature of production; annual capacity. 2.2. Main features of the installation. 2.3. If an extension to the installation is proposed, state by what process, over what period and in what proportion it is planned to change annual production. 2.4. Where no extension is planned, state whether, taking into account local conditions and other circumstances, an increase in annual production capacity is possible and if so to what extent.
For Activity 11	<ol style="list-style-type: none"> 3.1. Name of type of reactor planned and principal use(s). 3.2. Main features of the installation. 3.3. Main features of the fuel elements to be used. 3.4. Characteristics of the moderator and reflector. 3.5. Characteristics of the primary coolant and the secondary coolant.

Industrial activities listed in Annex II of the Treaty	Information to be provided
Activities 3, 4, 5, 6, 7, 8, 9, 10; where applicable 12, 13	4.1. Proposed composition and annual quantity of principal supplies needed for the operation of the plant, including power requirements, stating proposed suppliers.
Activities 4, 5, 7, 8, 11, 12; where applicable 13	5.1. If relevant, supplementary data on siting of the installation.
For Activity 1	6.1. Geology of the deposit to be worked. 6.2. Proved reserves of the deposit to be worked. 6.3. Estimated reserves of the deposit to be worked. 6.4. Proved and estimated reserves for the concession as a whole.
For Activity 5	7.1. Description of fuel elements.