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**Changes to legislation:** There are outstanding changes not yet made to Regulation (EC) No 1158/2005 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## ANNEX

### PART (B)

Annex B to Regulation (EC) No 1165/98 is amended as follows:

List of variables

The text under heading (c) (List of variables) is hereby amended as follows:

1. paragraph 5 is replaced by the following text:
  5. Only if construction costs variables (Nos 320, 321, 322) are not available, may they be approximated by the output prices variable (No 310). This practice shall be permitted until 11 August 2010.;
2. the following paragraph is added:
  6. Member States shall carry out studies instituted by the Commission and set up in consultation with the Member States. The studies shall be carried out taking into account the benefits of collecting the data in relation to the cost of collection and burden on business, in order to:
    - (a) assess the feasibility of a quarterly variable of output prices (No 310) in construction;
    - (b) define a suitable methodology for data collection and index calculation.

The Commission shall no later than 11 August 2006 propose a definition to be applied to the output price variable.

Member States shall submit a report to the Commission on the results of the studies no later than 11 August 2007.

Acting in accordance with the procedure laid down in Article 18, the Commission shall decide no later than 11 August 2008 whether to invoke Article 17(b) to replace the construction costs variable with the output price variable with effect from base year 2010.

Form

The text under heading (d) (Form) is replaced by the following:

1. All of the variables are to be transmitted in an unadjusted form, if available.
2. In addition, the variables on production (Nos 110, 115, 116) and the hours worked variable (No 220) are to be transmitted in working-day adjusted form. Wherever other variables show working-day effects, Member States may also transmit those variables in working-day adjusted form. The list of variables to be transmitted in working-day adjusted form may be amended in accordance with the procedure laid down in Article 18.
3. In addition, Member States may transmit the variables seasonally adjusted and may also transmit the variables in the form of trend cycles. Only if data are not transmitted in these forms, may the Commission (Eurostat) produce and publish seasonally adjusted and trend-cycle series for the variables.

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4. Variables 110, 115, 116, 320, 321 and 322 are to be transmitted as an index. Variables 411 and 412 are to be transmitted as absolute values. All other variables are to be transmitted either as an index or as absolute figures.

#### Reference period

The text under heading (e) (Reference period) is replaced by the following:

A reference period of a month shall apply to variables 110, 115 and 116. A reference period of at least a quarter shall apply to all other variables in this Annex.

Those Member States whose value added in Section F of NACE in a given base year represents less than 1 % of the European Community total need only supply variables 110, 115 and 116 with a reference period of a quarter..

#### Level of detail

Under heading (f) (Level of detail), the following paragraph is added:

6. Those Member States whose value added in Section F of NACE in a given base year represents less than 1 % of the European Community total only need to transmit data for total construction (NACE Section level).

#### Deadlines for data transmission

Under heading (g) (Deadlines for data transmission) the variables 110, 115, 116 and 210 are replaced by the following:

Variable	Deadlines
110	1 month and 15 calendar days
115	1 month and 15 calendar days
116	1 month and 15 calendar days
(...)	(...)
210	2 months.

#### Pilot studies

Under heading (h) (Pilot studies), items 1 and 3 are deleted.

#### First reference period

Under heading (i) (First reference period), the following text is added:

The first reference period for the transmission of variables 110, 115, and 116 with a monthly reference period is not later than January 2005..

#### Transition period

Under heading (j) (Transition period), the following paragraphs are added:

3. A transition period ending on 11 August 2007 may be granted for the amendment of the reference period for variables 110, 115, and 116 in accordance with the procedure laid down in Article 18.
4. A transition period ending on 11 August 2007 may be granted for the changing of the deadlines for data transmission for variables 110, 115, 116 and 210 in accordance with the procedure laid down in Article 18..

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**Changes and effects yet to be applied to :**

- Regulation implicit repeal by [EUR 2019/2152](#) Regulation
- Regulation revoked by [S.I. 2019/489](#) Sch. 1 para. 70