Commission Decision of 16 February 2007 amending Decisions 2006/415/EC, 2006/416/EC and 2006/563/EC as regards the identification mark to be applied to fresh poultrymeat (notified under document number C(2007) 431) (Text with EEA relevance) (2007/119/EC)

Article 3

Amendments to Decision 2006/563/EC

Decision 2006/563/EC is amended as follows:

1. Article 6(e) is replaced by the following:

   (e) the dispatch from the control area of fresh meat, minced meat, mechanically separated meat, meat preparations and meat products from poultry originating from the control area and from wild feathered game taken from the wild in that area.

2. Article 11 is replaced by the following:

Article 11

Derogations for meat, minced meat, meat preparations, mechanically separated meat and meat products

1 By way of derogation from Article 6(e), the affected Member State may authorise the dispatch from the control area for placing on the market or export to third countries of the following meat:

a fresh meat from poultry, including meat of farmed feathered game, that was:

(i) produced in accordance with Annex II and Sections II and III of Annex III to Regulation (EC) No 853/2004; and

(ii) controlled in accordance with Sections I, II, III, and Chapters V(A)(1) and VII of Section IV of Annex I to Regulation (EC) No 854/2004;

b minced meat, meat preparations, mechanically separated meat and meat products containing meat referred to in point (a) and produced in accordance with Sections V and VI of Annex III to Regulation (EC) No 853/2004;

c meat products that have undergone the treatment specified for avian influenza in Table 1(a), (b) or (c) of Annex III to Directive 2002/99/EC;

d fresh meat, minced meat, mechanically separated meat from poultry, farmed feathered game and wild feathered game taken from the wild in the area before the control area was established, and meat preparations and meat products containing such meat, produced in establishments in the control area.

2 By way of derogation from Article 6(e), the affected Member State may authorise the dispatch from the control area onto the national market of fresh meat, minced meat and mechanically separated meat from poultry or farmed feathered game originating in the control area, and meat preparations and meat products containing such meat, provided such meat complies with the following conditions:

a it is marked:

(i) either with the special identification mark as provided for in Annex II to Directive 2002/99/EC, or

(ii) in accordance with Article 2 of Decision 2007/118/EC; and

b it has been obtained, cut, stored and transported separately from other meat from poultry or farmed feathered game and is not introduced into meat preparations or meat products destined for dispatch to other Member States or for exports to third countries.