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COMMISSION DECISION

of 23 October 1995

laying down special conditions governing imports of fishery and aquaculture products originating in the Republic of Korea

(Text with EEA relevance)

(95/454/EC)

(OJ L 264, 7.11.1995, p. 37)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Commission Decision 1999/401/EC of 31 May 1999	L 151	27	18.6.1999
► <u>M2</u> Commission Decision 2001/641/EC of 20 August 2001	L 224	10	21.8.2001
► <u>M3</u> Commission Decision 2001/818/EC of 22 November 2001	L 307	20	24.11.2001

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COMMISSION DECISION
of 23 October 1995

**laying down special conditions governing imports of fishery and
aquaculture products originating in the Republic of Korea**

(Text with EEA relevance)

(95/454/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Article 11 thereof,

Whereas a Commission expert has conducted an inspection visit to the Republic of Korea to verify the conditions under which fishery products are produced, stored and dispatched to the Community;

Whereas the provisions of legislation of the Republic of Korea on health inspection and monitoring of fishery products may be considered equivalent to those laid down in Directive 91/493/EEC;

Whereas, in the Republic of Korea the Ministry of Agriculture, Forestry and Fisheries — National Fisheries Administrations — National Fisheries Products Inspection Station (NFPIS) is capable of effectively verifying the application of the laws in force;

Whereas the procedure for obtaining the health certificate referred to in Article 11 (4) (a) of Directive 91/493/EEC must also cover the definition of a model certificate, the minimum requirements regarding the language(s) in which it must be drafted and the grade of the person empowered to sign it;

Whereas, pursuant to Article 11 (4) (b) of Directive 91/493/EEC, a mark should be affixed to packages of fishery products giving the name of the third country and the approval number of the establishment of origin;

Whereas, pursuant to Article 11 (4) (c) of Directive 91/493/EEC, a list of approved establishments must be drawn up; whereas that list must be drawn up on the basis of a communication from the NFPIS to the Commission; whereas it is therefore for the NFPIS to ensure compliance with the provisions laid down to that end in Article 11 (4) of Directive 91/493/EEC;

Whereas the NFPIS has provided official assurances regarding compliance with the rules set out in Chapter V of the Annex to Directive 91/493/EEC and regarding the fulfilment of requirements equivalent to those laid down by that Directive for the approval of establishments;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

▼M2

Article 1

The 'National Fisheries Products Quality Inspection Service (NFPQIS)' shall be the competent authority in the Republic of Korea for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.

⁽¹⁾ OJ No L 268, 24. 9. 1991, p. 15.

▼ M1*Article 2*

Fishery and aquaculture products originating in the Republic of Korea must meet the following conditions:

1. each consignment must be accompanied by a numbered original health certificate, duly completed, signed, dated and comprising a single sheet in accordance with the model in Annex A hereto;
2. the products must come from approved establishments, factory vessels, cold stores or registered freezer vessels listed in Annex B hereto;
3. except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the word 'REPUBLIC OF KOREA' and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters.

▼ B*Article 3*

1. Certificates as referred to in Article 2 (1) must be drawn up in at least one official language of the Member State where the checks are carried out.

▼ M2

2. Certificates must bear the name, capacity and signature of the representative of the NFPQIS and the latter's official stamp in a colour different from that of other endorsements.

▼ B*Article 4*

This Decision shall apply from 1 January 1996.

Article 5

This Decision is addressed to the Member States.

▼ **M2***ANNEX A***HEALTH CERTIFICATE****for fishery and aquaculture products originating in the Republic of Korea and intended for export to the European Community**

Reference No:

Country of dispatch: **REPUBLIC OF KOREA**

Competent authority: "National Fisheries Products Quality Inspection Service (NFPQIS)"

I. Details identifying the fishery products

- Description of fishery/aquaculture products ⁽¹⁾:
- species (scientific name):
- presentation of product and type of treatment ⁽²⁾:
- Code number (where available):
- Type of packaging:
- Number of packages:
- Net weight:
- Requisite storage and transport temperature:

II. Origin of products

Name(s) and official approval number(s) of establishment(s), factory vessel(s), or cold store(s) approved or freezer vessel(s) registered by the NFPQIS for export to the EC:

.....

III. Destination of products

The products are dispatched:

from:
(place of dispatch)to:
(country and place of destination)

by the following means of transport:

.....

Name and address of dispatcher:

.....

Name of consignee and address at place of destination:

.....

⁽¹⁾ Delete where applicable.⁽²⁾ Live, refrigerated, frozen, salted, smoked, preserved, etc.

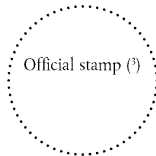
▼ **M2**

►⁽¹⁾ **IV. Health attestation**

- The official inspector hereby certifies that the fishery or aquaculture products specified above:
1. were caught and handled on board vessels in accordance with the health rules laid down by Directive 92/48/EEC;
 2. were landed, handled and where appropriate packaged, prepared, processed, frozen, thawed and stored hygienically in compliance with the requirements laid down in Chapters II, III and IV of the Annex to Directive 91/493/EEC;
 3. have undergone health controls in accordance with Chapter V of the Annex to Directive 91/493/EEC;
 4. are packaged, marked, stored and transported in accordance with Chapters VI, VII and VIII of the Annex to Directive 91/493/EEC;
 5. do not come from toxic species or species containing biotoxins;
 6. have satisfactorily undergone the organoleptic, parasitological, chemical and microbiological checks laid down for certain categories of fishery products by Directive 91/493/EEC and the implementing decisions thereto;
 7. in addition, where the fishery products are frozen or processed bivalve molluscs: the molluscs were obtained from approved production areas laid down by the Annex to Decision 95/453/EC of 23 October 1995 laying down special conditions for the import of live bivalve molluscs, echinoderms, tunicates and marine gastropods originating in the Republic of Korea.

The undersigned official inspector hereby declares that he is aware of the provisions of Directives 91/492/EEC, 91/493/EEC and 92/48/EEC and Decisions 95/453/EC and 95/454/EC. ◀

Done at on
 (Place) (Date)



.....
 (Signature of official inspector) (²)

.....
 (Name in capital letters, capacity and qualifications of person signing)

(²) The colour of the stamp and signature must be different from that of the other particulars in the certificate.

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ANNEX B

LIST OF APPROVED ESTABLISHMENTS AND FACTORY VESSELS

I. Establishments

Approval No	Establishment	Address	Approved until
KORP-001	CHUNIL FOODS MANUFACTURING CO., LTD	BUK-GU, INCHEON-SI	30. 10. 1996
KORP-002	OYANG CORPORATION	SEO-GU, PUSAN-SI	30. 10. 1996
KORP-003	DONGYUNG FOODS CO., LTD	ANSUNG-GUN, KYUNGGI-DO	30. 10. 1996
KORP-005	JINJUHAM CO., LTD	YANGSAN-GUN, KYUNGSANGNAM-DO	30. 10. 1996
KORP-006	DONGWON INDUSTRIES CO., LTD	CHANGWON-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-007	HANSUNG ENTERPRISE CO., LTD	KIMHAE-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-008	DAERIM CORPORATION	SEO-GU, PUSAN-SI	30. 10. 1996
KORP-009	TAIHOON INDUSTRIAL CO., LTD	YOUNGDUK-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-010	SILLA SEA FOOD CO., LTD	SASANG-GU, PUSAN-SI	30. 10. 1996
KORP-011	SUNGJIN FISHERY CO., LTD	JINHAE-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-014	YOUNGSIN FISHERIES CO., LTD	YEOCHUN-GUN, CHONLANAM-DO	30. 10. 1996
KORP-015	JEIL REFRIGERATING CO., LTD	YEOSU-CITY, CHONLANAM-DO	30. 10. 1996
KORP-018	DONGMYUNG IND CO., LTD	JINHAE-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-019	DONGWON FISHERY CO.	SEO-GO, PUSAN-SI	30. 10. 1996
KORP-020	SAMJIN TRADING CO., LTD	SAHA-GU, PUSAN-SI	30. 10. 1996
KORP-022	HEECHANG TRADING CO., LTD	SEO-GU, PUSAN-SI	30. 10. 1996
KORP-023	DAIHUNG MULSAN CO.	TONGYUNG-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-024	TRANSOCEAN ENTERPRISE CO., LTD	ULCHIN-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-025	SEWON FISHERY CO., LTD (HUPO PLANT)	ULCHIN-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-026	TAELIM CO., LTD	ULCHIN-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-027	SAMHONG INDUSTRIAL CO., LTD	ULCHIN-GU, KYUNGSANGBUK-DO	30. 10. 1996
KORP-028	DAEHU ENTERPRISE CO., LTD	ULCHIN-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-029	SEUNG FISHERIES CO., LTD	YOUNGDUK-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-030	MOFICO., LTD	YOUNGDUK-GUN, KYUNGSANGBUK-DO	30. 10. 1996
KORP-031	HANSUNG FOODS CO., LTD	DANGJIN-GUN, CHOONGCHUNGNAM-DO	30. 10. 1996
KORP-032	CHANGWOO MOOLSAN CO., LTD	SOCKCHO-CITY, KANGWON-DO	30. 10. 1996
KORP-035	JINYANG FISHERY CO., LTD	GEOJE-CITY, KYUNGSANGNAM-DO	30. 10. 1996
KORP-036	CENTRAL FISHERIES CO., LTD	GEOJE-CITY, KYUNGSANGNAM-DO	30. 10. 1996

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Approval No	Establishment	Address	Approved until
KORP-040	SEWON FISHERY CO., LTD (SAMYUL PLANT)	ULCHIN-GUN, KYUNG- SANGBUK-DO	30. 10. 1996
KORP-047	SAMYUNG FISHERY CO.	KANGREUNG-CITY, KANGWON-DO	30. 10. 1996
KORP-049	KUMHAE CORPORATION	KWANGYANG-GUN, CHON- LANAM-DO	30. 10. 1996
KORP-050	KUMHAE FISHERY CO., LTD	YEOSU-CITY, CHON- LANAM-DO	30. 10. 1996
KORP-052	SAMKYUNG INDUSTRIAL CO., LTD	GOHUNG-CITY, CHON- LANAM-DO	30. 10. 1996
KORP-053	SAMJIN GENERAL FOOD CO., LTD	NAJU-CITY, CHONLANAM- DO	30. 10. 1996
KORP-054	DONGRIM FOODS CO., LTD	CHANGYOUNG-GUN, KYUNGSANGNAM-DO	30. 10. 1996
KORP-059	YANGPO FOODS CO., LTD	POHANG-CITY, KYUNG- SANGBUK-DO	30. 10. 1996
KORP-060	JINRO GENERAL FOODS CO., LTD	POHANG-CITY, KYUNG- SANGBUK-DO	30. 10. 1996
KORP-063	YUSUNG MULSAN CO., LTD	TONGYUNG-CITY, KYUNG- SANGNAM-DO	30. 10. 1996
KORP-064	BUKWANG FOOD CO., LTD	GEOJE-CITY, KYUNG- SANGNAM-DO	30. 10. 1996
KORP-065	MYUNG SUNG FOOD CO., LTD	GOSUNG-GUN, KYUNG- SANGNAM-DO	30. 10. 1996
KORP-066	SAMHO COMPANY LTD	SUNGNAM-CITY, KYUNGGI-DO	30. 10. 1996
KORP-068	DAERIM CORPORATION (ANSAN PLANT)	ANSAN-CITY, KYUNGGI- DO	30. 10. 1996
KORP-069	FREEKO CO., LTD	PAJU-GUN, KYUNGGI-DO	30. 10. 1996
KORP-070	HANSUNG FISHERY CO., LTD	POHANG-CITY, KYUNG- SANGBUK-DO	30. 10. 1996
KORP-071	KUMKANG TECH CO., LTD	YUNKI-GUN, CHOONG- CHUNGNAM-DO	30. 10. 1996
KORP-072	DAEIL FISHERIES CO., LTD	GEOJE-CITY, KYUNG- SANGNAM-DO	30. 10. 1996
KORP-073	SHINJIN MOOLSAN CO., LTD	HAMAN-GUN, KYUNG- SANGNAM-DO	30. 10. 1996
KORP-074	DAEWOO CO., LTD	ULCHIN-GUN, KYUNG- SANGBUK-DO	30. 10. 1996

II. Factory vessels

Approval No	Name	Name and address of owner	Approval granted until
KORF-019	JUNSUNG HO	HANSUNG ENTERPRISE CO., LTD YEONGDO-GU, PUSAN-SI	30. 10. 1996
KORF-020	DAESUNG-HO	HANSUNG ENTERPRISE CO., LTD YEONGDO-GU, PUSAN-SI	30. 10. 1996