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COMMISSION DECISION

of 22 April 1997

drawing up the list of third countries from which the import of fishery products is authorized for human consumption

(Text with EEA relevance)

(97/296/EC)

(OJ L 122, 14.5.1997, p. 21)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Commission Decision 97/429/EC of 30 June 1997	L 184	53	12.7.1997
► <u>M2</u> Commission Decision 97/564/EC of 28 July 1997	L 232	13	23.8.1997
► <u>M3</u> Commission Decision 97/758/EC of 6 November 1997	L 307	38	12.11.1997
► <u>M4</u> Commission Decision 97/877/EC of 23 December 1997	L 356	62	31.12.1997
► <u>M5</u> Commission Decision 98/148/EC of 13 February 1998	L 46	18	17.2.1998
► <u>M6</u> Commission Decision 98/419/EC of 30 June 1998	L 190	55	4.7.1998
► <u>M7</u> Commission Decision 98/573/EC of 12 October 1998	L 277	49	14.10.1998
► <u>M8</u> Commission Decision 98/711/EC of 24 November 1998	L 337	58	12.12.1998

▼B**COMMISSION DECISION****of 22 April 1997****drawing up the list of third countries from which the import of fishery products is authorized for human consumption****(Text with EEA relevance)**

(97/296/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 95/408/EC of 22 June 1995 on the conditions for drawing up, for an interim period, provisional lists of third country establishments from which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs⁽¹⁾, as amended by Decision 97/34/EC⁽²⁾, and in particular Article 2 (2) thereof,

Whereas the Commission has fixed the special conditions for the import of fishery products applying to certain specific third countries;

Whereas Commission Decision 95/328/EC⁽³⁾ establishes a standardized health certificate for imports of fishery products from third countries not yet covered by that type of Decision;

Whereas Commission Decision 97/20/EC⁽⁴⁾ draws up the list of third countries from which the import of bivalve molluscs, echinoderms, tunicates and marine gastropods in whatever form intended for human consumption is authorized;

Whereas it is now necessary to draw up a list of third countries which satisfy the equivalence conditions referred to in Article 2 (2) of Decision 95/408/EC and which are therefore able to guarantee that fishery products exported to the Community meet the health requirements laid down for the protection of consumer health by Council Directive 91/493/EEC laying down the health conditions for the production and the placing on the market of fishery products⁽⁵⁾;

Whereas that list must comprise the third countries already covered by a specific Decision and the third countries meeting the conditions laid down in Article 2 (2) for which a provisional list of authorized establishments can be drawn up in accordance with the procedure laid down in Decision 95/408/EC;

Whereas in order to avoid any disruption of the traditional pattern of trade, Article 11 (7) of Directive 91/493/EEC may continue to apply for a limited period to fishery products imported from third countries not yet included in that list;

Whereas that list of third countries is established without prejudice to Community or national rules concerning the protection of animal health or of the environment;

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

HAS ADOPTED THIS DECISION:

Article 1

The list of third countries meeting the conditions laid down in Article 2 (2) of Decision 95/408/EC on the conditions for drawing up, for an interim period, provisional lists of third country establishments from

⁽¹⁾ OJ No L 243, 11. 10. 1995, p. 17.

⁽²⁾ OJ No L 13, 16. 1. 1997, p. 33.

⁽³⁾ OJ No L 191, 12. 8. 1995, p. 32.

⁽⁴⁾ OJ No L 6, 10. 1. 1997, p. 46.

⁽⁵⁾ OJ No L 268, 24. 9. 1991, p. 15.

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which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs is hereby established in the ►**M6** Annex I ◀ hereto.

Article 2

1. Without prejudice to provisions relating to the protection of animal health or of the environment, Member States shall ensure that no fishery products in whatever form intended for human consumption are imported except from the third countries in the ►**M6** ————— ◀ list ►**M6** in the Annex I ◀.

2. Paragraph 1 shall not apply to fishery products imported from an establishment approved in accordance with the procedure laid down in Article 11 (6) of Directive 91/493/EEC.

*Article 3***▼M6**

1. Notwithstanding Article 2, Member States may continue to import, up to 31 January 1999, fishery products coming from the countries and territories included in Annex II, in accordance with Article 11(7) of Directive 91/493/EEC.

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2. Member States shall see to it that fishery products imported under the conditions laid down in paragraph 1 are marketed only on the domestic market of the importing Member State or Member States according the same derogation and that the country of origin is shown clearly on the labelling.

Article 4

This Decision shall apply from 1 July 1997.

Article 5

This Decision is addressed to the Member States.

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ANNEX I

**List of countries and territories from which importation of fishery products
in any form intended for human consumption is authorised***I. Countries and territories covered by a specific decision under Council
Directive 91/493/EEC*

AL ALBANIA
AR ARGENTINA
AU AUSTRALIA
BD BANGLADESH
BR BRAZIL
CA CANADA
CI CÔTE D'IVOIRE
CL CHILE
CO COLOMBIA
CU CUBA
EC ECUADOR
EE ESTONIA
FK FALKLAND ISLANDS
FO FAROES
GH GHANA
GM GAMBIA
GT GUATEMALA
ID INDONESIA
IN INDIA
JP JAPAN
KR SOUTH KOREA
MA MOROCCO
MG MADAGASCAR
MR MAURITANIA
MV MALDIVES
MX MEXICO
MY MALAYSIA
NG NIGERIA
NZ NEW ZEALAND
PE PERU
PH PHILIPPINES
RU RUSSIA
SG SINGAPORE
SN SENEGAL
TH THAILAND
TN TUNISIA
TW TAIWAN
TZ TANZANIA
UY URUGUAY
ZA SOUTH AFRICA

*II. Countries and territories meeting the terms of Article 2(2) of Council Deci-
sion 95/408/EC*

BJ BENIN
BZ BELIZE
CH SWITZERLAND
CM CAMEROON

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CN	CHINA
CR	COSTA RICA
CV	CAPE VERDE
CZ	CZECH REPUBLIC
FJ	FIJI
GL	GREENLAND
GN	GUINEA CONAKRY
HK	HONG KONG
HN	HONDURAS
HR	CROATIA
HU	HUNGARY ⁽¹⁾
IL	ISRAEL
JM	JAMAICA
KZ	KAZAKHSTAN ⁽²⁾
LT	LITHUANIA
LV	LATVIA
MT	MALTA
MU	MAURITIUS
NA	NAMIBIA
NI	NICARAGUA
PA	PANAMA
PG	PAPUA NEW GUINEA
PK	PAKISTAN
PL	POLAND
SC	SEYCHELLES
SI	SLOVENIA
SR	SURINAME
TG	TOGO
TR	TURKEY
UG	UGANDA
US	UNITED STATES OF AMERICA
VE	VENEZUELA
VN	VIETNAM

⁽¹⁾ Authorised only for import of live animals intended for human consumption.

⁽²⁾ Authorised only for import of caviar.

▼ **M8***ANNEX II***List of countries and territories from which importation of fishery products intended for human consumption is authorised until 31 January 1999, on the conditions of the Article 11(7) of Directive 91/493/EEC**

AO	ANGOLA
AZ	AZERBAIJAN ⁽¹⁾
BG	BULGARIA
BS	BAHAMAS
CG	CONGO BRAZZAVILLE
DZ	ALGERIA
EG	EGYPT
ER	ERITREA
GA	GABON
GW	GUINEA BISSAU
IR	IRAN
KE	KENYA
LC	SAINT LUCIA
LK	SRI LANKA
MK	FYROM
MM	MYANMAR
MZ	MOZAMBIQUE
RO	ROMANIA
SB	SOLOMON ISLANDS ⁽²⁾
SH	SAINT HELENA
ZW	ZIMBABWE

⁽¹⁾ Only authorised for imports of caviar.

⁽²⁾ Only authorised for imports from Solomon Taiyo Limited.