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COMMISSION DECISION

of 7 October 1998

laying down special conditions governing imports of fishery and aquaculture products originating in Tunisia

(notified under document number C(1998) 2978)

(Text with EEA relevance)

(98/570/EC)

(OJ L 277, 14.10.1998, p. 36)

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**COMMISSION DECISION****of 7 October 1998****laying down special conditions governing imports of fishery and aquaculture products originating in Tunisia***(notified under document number C(1998) 2978)***(Text with EEA relevance)**

(98/570/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 Council Directive 97/79/EC ⁽²⁾, and in particular Article 11 thereof,

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

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

Whereas, in Tunisia the 'Direction générale de la santé animale (DGSA) du ministère de l'agriculture' 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/registration number of the establishment, factory vessel, cold store or freezer vessel of origin;

Whereas, pursuant to Article 11(4)(c) of Directive 91/493/EEC, a list of approved/registration establishments, factory vessels, or cold stores must be drawn up; whereas a list of freezer vessels registered in the sense of Directive 92/48/EEC ⁽³⁾ must be drawn up; whereas these lists must be drawn up on the basis of a communication from the DGSA to the Commission; whereas it is therefore for the DGSA to ensure compliance with the provisions laid down to that end in Article 11(4) of Directive 91/493/EEC;

Whereas the DGSA 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 or registration of establishments, factory vessels, cold stores or freezer vessels of origin;

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

⁽¹⁾ OJ L 268, 24. 9. 1991, p. 15.⁽²⁾ OJ L 24, 30. 1. 1998, p. 31.⁽³⁾ OJ L 187, 7. 7. 1992, p. 41.

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HAS ADOPTED THIS DECISION:

Article 1

The 'Direction générale de la santé animale (DGSA) du ministère de l'agriculture' shall be the competent authority in Tunisia for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.

Article 2

Fishery and aquaculture products originating in Tunisia 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 'TUNISIA' and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters.

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

Article 4

This Decision is addressed to the Member States.

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ANNEX A

HEALTH CERTIFICATE

for fishery and aquaculture products originating in Tunisia and intended for export to the European Community

Reference No:

Country of dispatch: TUNISIA

Competent authority: Direction générale de la santé animale (DGSA) du ministère de l'agriculture

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 DGSA for export to the European Community:

.....

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.

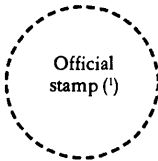
⁽²⁾ Live, refrigerated, frozen, salted, smoked, preserved, etc.

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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 in the implementing decisions thereto;
 7. in addition, in the case of frozen or processed bivalve molluscs, echinoderms, tunicates and marine gastropods, have been obtained from authorised production areas listed in the Annex to Decision 98/569/EC.
- The undersigned official inspector hereby declares that he is aware of the provisions of Directive 91/493/EEC, Directive 92/48/EEC and Decision 98/570/EC.

Done at on
(Place) (Date)



.....
Signature of official inspector (!)

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

(!) 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

I. LIST OF APPROVED ESTABLISHMENTS

Number	Name	Address
1	Jerba Aquaculture Tunisie (JAT)	Médenine
3	Le Dauphin	Ajim-Jerba
10	Médigel	Médenine
12	Sté Ben Kalia et Fils	Médenine
14	Cotuprom	Médenine
17	Coprod	Médenine
101	Médi-Pêche El Ghoul	Tunis
105	Mondher El Ghoul	Tunis
106	Kamexport	Tunis
107	Fishfarmer	Ariana
112	Équimar-Congélation	Tunis
116	Sté Ben Hamida Aux Poissons Méditerranéens	Tunis
118	Maristar	Tunis
120 (Authorised until 31. 12. 1998)	Marégel	Tunis
134	Méditerranéen Pesca	Tunis
201	Mohamed Aouadi	Bizerte
203	Jalta Export	Bizerte
204	Pêche Export	Bizerte
205	Sté Trad des Produits de la Mer	Bizerte
207	Sté El Bouhaira	Bizerte
208	Horchani Madrague	Bizerte
209	Sté Mondher El Ghoul	Bizerte
210	Sitex	Bizerte
215	Sittep	Bizerte
221	STIC	Bizerte
303	La Prospère	Nabeul
310	Serimex Pêche	Nabeul
420	Sté Calambo	Sfax
423	Sté Mohamed Sallem et Fils	Sfax
426	Promebar	Sfax
427	Produits congelés du Bassin méditerranéen (PCBM)	Sfax
435	La Perle des Mers	Sfax
436	La Reine des Mers	Sfax
437	Somopêche	Sfax
438	Fish Tunisie	Sfax
439	Frigomar	Sfax
441	Socepa	Sfax
442	Fruitumer	Sfax
450	Impex Tunisie	Sfax
457	Medifish	Sfax
461	Medifi	Sfax
465	Sté Ali Mezghani	Sfax
501	Aquaculture Hergla	Sousse
602	Zagnani Hassen-La Bonté de la Mer	Monastir
603	Scala	Monastir
700	Bennour et Cie-Kuriat	Mahdia

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Number	Name	Address
751	Frimar	Mahdia
753	Congélation Ben Messaoud	Mahdia
754	Ben Hassen Abdeljelil Export	Mahdia
800	Poisson d'Or	Tabarka

II. LIST OF FREEZER VESSELS

Number	Name	Port
211	La Galite I	Bizerte
212	La Galite II	Bizerte
300	El Bahri Omar	Nabeul
308	Ibn Ziad	Nabeul
801	Navire-usine Dhaker	Jendouba