

COMMISSION

COMMISSION DECISION

of 13 October 2000

amending Decision 93/495/EEC laying down special conditions governing imports of fishery products originating in Canada

(notified under document number C(2000) 2998)

(Text with EEA relevance)

(2000/659/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 Directive 97/79/EC ⁽²⁾, and in particular Article 11 thereof,

Whereas:

- (1) Article 1 of Commission Decision 93/495/EEC of 26 July 1993 laying down special conditions governing imports of fishery products originating in Canada ⁽³⁾, as last amended by Decision 96/31/EC ⁽⁴⁾, states that the Inspection Directorate of the Department of Fisheries and Oceans shall be the competent authority in Canada for verifying and certifying compliance of fishery and aquaculture products with the requirements of the Directive 91/493/EEC.
- (2) Following a restructuring of the Canada administration, the competent authority for health certificates for fishery products (Inspection Directorate of the Department of Fisheries and Oceans) has changed to the Canadian Food Inspection Agency (CFIA). This new authority is capable of effectively verifying the application of the laws in force. It is, therefore, necessary to modify the nomination of the competent authority mentioned in Decision 93/495/EEC and the model of health certificate included in Annex A to this Decision.
- (3) It is convenient to harmonise the wording of Decision 93/495/EEC with the wording of more recently adopted Commission Decisions, laying down special conditions governing imports of fishery and aquaculture products originating in certain third countries.

- (4) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Commission Decision 93/495/EEC shall be modified as follows:

1. Article 1 shall be replaced by the following:

'Article 1

The Canadian Food Inspection Agency (CFIA) shall be the competent authority in Canada for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.'

2. Article 2 shall be replaced by the following:

'Article 2

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

⁽¹⁾ OJ L 268, 24.9.1991, p. 15.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 232, 15.9.1993, p. 43.

⁽⁴⁾ OJ L 9, 12.1.1996, p. 6.

3. Point 2 of the Article 3 shall be replaced by the following:

Article 2

This Decision is addressed to the Member States.

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

Done at Brussels, 13 October 2000.

For the Commission

David BYRNE

Member of the Commission

4. Annex A shall be replaced by the Annex hereto.

ANNEX

'ANNEX A

HEALTH CERTIFICATE

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

Reference No:

Country of dispatch: CANADA

Competent authority: Canadian Food Inspection Agency (CFIA)

I. Details identifying the fishery products

- Description of fishery/aquaculture products ⁽¹⁾:
- species (scientific name):
- presentation of product and type of treatment ⁽²⁾:
- Code No (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 CFIA 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:

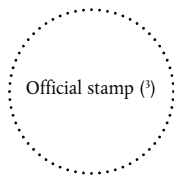
.....

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

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, where the fishery products are frozen or processed bivalve molluscs; the molluscs were obtained from production areas subject to conditions which are at least equivalent to those laid down by Directive 91/492/EEC laying down the health conditions for the production and the placing on the market of live bivalve molluscs.
- The undersigned official inspector hereby declares that he is aware of the provisions of Directives 91/493/EEC, 91/492/EEC and 92/48/EEC and Decision 93/495/EC.

Done at on
 (Place) (Date)



.....
 Signature of official inspector (3)
 (Name in capital letters, capacity and qualifications of person signing)

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