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**COMMISSION DECISION**

**of 29 April 2004**

**on the approval of residue monitoring plans submitted by third countries in accordance with Council Directive 96/23/EC**

*(notified under document number C(2004) 1624)*

**(Text with EEA relevance)**

(2004/432/EC)

(OJ L 189, 27.5.2004, p. 33)

Amended by:

		Official Journal		
		No	page	date
► <b><u>M1</u></b>	Commission Decision 2004/685/EC of 27 September 2004	L 312	19	9.10.2004
► <b><u>M2</u></b>	Commission Decision 2005/233/EC of 11 March 2005	L 72	30	18.3.2005
► <b><u>M3</u></b>	Commission Decision 2006/208/EC of 7 March 2006	L 75	20	14.3.2006
► <b><u>M4</u></b>	Commission Regulation (EC) No 1792/2006 of 23 October 2006	L 362	1	20.12.2006
► <b><u>M5</u></b>	Commission Decision 2007/115/EC of 12 February 2007	L 49	25	17.2.2007
► <b><u>M6</u></b>	Commission Decision 2007/362/EC of 16 May 2007	L 138	18	30.5.2007

**COMMISSION DECISION****of 29 April 2004****on the approval of residue monitoring plans submitted by third countries in accordance with Council Directive 96/23/EC***(notified under document number C(2004) 1624)***(Text with EEA relevance)**

(2004/432/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products and repealing Directives 85/358/EEC and 86/469/EEC and Decisions 89/187/EEC and 91/664/EEC <sup>(1)</sup>, and in particular the fourth subparagraph of Article 29(1) thereof,

Whereas:

- (1) Under Directive 96/23/EC inclusion and retention on the lists of third countries, provided for in Community legislation, from which Member States are authorised to import animals and primary products of animal origin (the products) covered by that Directive are subject to submission by the third countries concerned of a plan setting out the guarantees which they offer as regards the monitoring of the groups of residues and substances referred to in that Directive. That Directive also lays down certain requirements concerning time limits for submission of plans.
- (2) Commission Decision 2000/159/EC of 8 February 2000 on the provisional approval of residue plans of third countries according to Council Directive 96/23/EC <sup>(2)</sup> lists provisionally the third countries which have submitted a residue monitoring plan, setting out the guarantees offered by them in compliance with the requirements of that Directive.
- (3) Due to the evaluations of those plans presented by the third countries listed provisionally in the Annex to Decision 2000/159/EC, the list of third countries complying with Directive 96/23/EC (the list) should no longer be considered as provisional.
- (4) Certain third countries have presented residue monitoring plans to the Commission for animals and products not listed in Decision 2000/159/EC. The evaluation of those plans and the additional information requested by the Commission provide sufficient guarantees on the residue monitoring in those countries for the concerned animals and products. Those animals and products should therefore be included in the list for those third countries.
- (5) Certain third countries have not presented residue monitoring plans or have presented insufficient guarantees in the area of residue monitoring for animals and products originally listed in Decision 2000/159/EC. Those animals and products should therefore no longer be included in the list of those third countries.

<sup>(1)</sup> OJ L 125, 23.5.1996, p. 10. Directive as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

<sup>(2)</sup> OJ L 51, 24.2.2000, p. 30. Decision as last amended by Decision 2003/702/EC (OJ L 254, 8.10.2003, p. 29).

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- (6) In the interests of clarity of Community legislation Decision 2000/159/EC should be repealed and replaced by this Decision.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

*Article 1*

The residue monitoring plans submitted by the third countries listed in the Annex to this Decision are approved for the animals and primary animal products marked with an 'X' in the table set out in that Annex.

*Article 2*

Decision 2000/159/EC is repealed.

*Article 3*

This Decision shall apply from 1 May 2004.

*Article 4*

This Decision is addressed to the Member States.

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## ANNEX

Code ISO2	Country	Bovine	Ovine/ caprine	Swine	Equine	Poultry	Aquaculture	Milk	Eggs	Rabbit	Wild game	Farmed game	Honey
AD	Andorra (1)	X	X		X								
AE	United Arab Emirates						X						
AL	Albania		X				X		X				
AN	Netherlands Antilles							X (2)					
AR	Argentina	X	X		X	X	X	X	X	X	X	X	X
AU	Australia	X	X		X		X	X			X	X	X
BA	Bosnia and Herze- govina						X						
BD	Bangladesh						X						
BR	Brazil	X			X	X	X						
BW	Botswana	X										X	
BY	Belarus				X (3)								
BZ	Belize						X						X
CA	Canada	X	X	X	X	X	X	X	X		X	X	X
CH	Switzerland	X	X	X	X	X	X	X	X				X (2)
CL	Chile	X	X (4)	X		X	X	X			X		X
CN	China					X	X			X			X
CO	Colombia						X	X					
CU	Cuba						X						X
EC	Ecuador						X						
ER	Eritrea						X						
FK	Falklands Islands		X										
FO	Faeroe Islands						X						

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Code ISO2	Country	Bovine	Ovine/ caprine	Swine	Equine	Poultry	Aquaculture	Milk	Eggs	Rabbit	Wild game	Farmed game	Honey
GL	Greenland		X								X	X	
GM	Gambia						X						
GT	Guatemala						X						X
HK	Hong Kong					X <sup>(2)</sup>	X <sup>(2)</sup>						
HN	Honduras						X						
HR	Croatia	X	X	X	X <sup>(3)</sup>	X	X	X	X	X	X	X	X
ID	Indonesia						X						
IL	Israel					X	X	X	X			X	X
IN	India						X	X	X				X
IS	Iceland	X	X	X	X		X	X				X <sup>(2)</sup>	
JM	Jamaica						X						X
JP	Japan						X						
KE	Kenya												X
KG	Kyrgyzstan												X
KR	South Korea						X						
LK	Sri Lanka						X						
MA	Morocco						X						
MD	Moldova												X
MG	Madagascar						X						
MK	The former Yugoslav Republic of Macedonia ( <sup>5</sup> )	X	X		X <sup>(3)</sup>			X					
MU	Mauritius					X <sup>(2)</sup>							
MX	Mexico				X		X						X
MY	Malaysia					X <sup>(6)</sup>	X						



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Code ISO2	Country	Bovine	Ovine/ caprine	Swine	Equine	Poultry	Aquaculture	Milk	Eggs	Rabbit	Wild game	Farmed game	Honey
UA	Ukraine				X <sup>(2)</sup>			X	X				X
UG	Uganda												X
US	United States	X	X	X	X	X	X	X	X	X	X	X	X
UY	Uruguay	X	X		X		X	X		X	X	X	X
VE	Venezuela						X						
VN	Vietnam						X						
ME	Montenegro <sup>(6)</sup>	X	X	X	X <sup>(3)</sup>								X
RS	Serbia <sup>(10)</sup>	X	X	X	X <sup>(3)</sup>	X	X	X	X		X		X
YT	Mayotte						X						
ZA	South Africa	X	X	X		X		X			X	X	X
ZM	Zambia												X
ZW	Zimbabwe	X					X					X	

(1) Initial residue monitoring plan approved by veterinary sub-group EC-Andorra (in accordance with Decision No 2/1999 of EC-Andorra Joint Committee of 22 December 1999 (OJ L 31, 5.2.2000, p. 84)).

(2) Third countries using only raw material from other approved third countries for food production.

(3) Export of live equidae for slaughter (food producing animals only).

(4) Only sheep.

(5) The former Yugoslav Republic of Macedonia; provisional code which does not prejudice in any way the definitive nomenclature for this country, which is currently under discussion at the United Nations.

(6) Peninsular (western) Malaysia only.

(7) Only for reindeer from the Murmansk and Yamalo-Nenets regions.

(8) Monitoring plan approved in accordance with Decision No 1/94 of the EC-San Marino Cooperation Committee of 28 June 1994 (OJ L 238, 13.9.1994, p. 25).

(9) Provisional situation pending further information on residues.

(10) Not including Kosovo as defined by the United Nations Security Council Resolution 1244 of 10 June 1999.