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Commission Implementing Decision of 25 November 2013 amending Decision 2009/861/EC on transitional measures under Regulation (EC) No 853/2004 of the European Parliament and of the Council as regard the processing of non-compliant raw milk in certain milk processing establishments in Bulgaria (notified under document C(2013) 8031) (Text with EEA relevance) (2013/686/EU)

COMMISSION IMPLEMENTING DECISION

of 25 November 2013

amending Decision 2009/861/EC on transitional measures under Regulation (EC) No 853/2004 of the European Parliament and of the Council as regard the processing of non-compliant raw milk in certain milk processing establishments in Bulgaria

(notified under document C(2013) 8031)

(Text with EEA relevance)

(2013/686/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin⁽¹⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Regulation (EC) No 853/2004 lays down specific rules on the hygiene of food of animal origin for food business operators. Those rules include hygiene requirements for raw milk and dairy products.
- (2) Commission Decision 2009/861/EC⁽²⁾ provides for certain derogations from the requirements set out in Subchapters II and III of Chapter I of Section IX of Annex III to Regulation (EC) No 853/2004 for the milk processing establishments in Bulgaria listed in that Decision. That Decision applies until 31 December 2013.
- (3) Accordingly, certain milk processing establishments listed in Annex I to Decision 2009/861/EC may, by way of derogation from the relevant provisions of Regulation (EC) No 853/2004, process compliant and non-compliant milk provided that the processing of compliant and non-compliant milk is carried out on separate production lines. In addition, certain milk processing establishments listed in Annex II to that Decision may process non-compliant milk without separate production lines.
- (4) Bulgaria sent to the Commission a revised and updated list of those milk processing establishments on 12 August 2013.
- (5) In that list, the establishments listed at No 1 (BG 0412010 'Bi Si Si Handel' OOD), No 4 (BG 2012020 'Yotovi' OOD) and No 5 (BG 2512020 'Mizia-Milk' OOD) of the

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table set out in Annex I to Decision 2009/861/EC have been deleted, as they are now authorised to process only compliant milk to be placed on the intra-Union market.

- (6) In addition, four establishments currently listed in Annex II to Decision 2009/861/EC have been deleted as they are authorised to place dairy products on the intra-Union market, since they are using only compliant milk. Those establishments were listed in the table in Annex II to Decision 2009/861/EC at No 8 (1312023 'Inter-D' OOD), No 71 (BG 2512001 'Mladost-2002' OOD), No 91 (BG 2012019 'Hemus-Milk komers' OOD) and No 95 (2712005 'Nadezhda' OOD).
- (7) In addition, Bulgaria has informed the Commission that, since the date Decision 2009/861/EC took effect, the proportion of raw milk that complies with the requirements of Regulation (EC) No 853/2004, delivered to milk processing establishments in that Member State, has considerably increased. Bulgaria has also established an action plan aimed at covering the entire production chain of milk in that Member State ensuring compliance with Union rules.
- (8) However, according to the reports submitted by Bulgaria on the basis of Article 5 of Decision 2009/861/EC and to the information provided to the Commission by that Member State on 1 August 2013, the milk sector in Bulgaria is still not entirely in conformity with the requirements laid down in Regulation (EC) No 853/2004.
- (9) Considering the efforts made by Bulgaria to bring the milk sector in compliance with the Union rules, with a constant diminution of farms producing non-compliant milk since 2009, it is appropriate to extend the application of the measures provided for in Decision 2009/861/EC until 31 December 2015.
- (10) Bulgaria should provide regular updates to the Commission on the progress made in order to demonstrate that the target of compliance with the Union criteria can be achieved before the end of the period of application of Decision 2009/861/EC, as extended by this Decision.
- (11) Decision 2009/861/EC should therefore be amended accordingly.
- (12) 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

Decision 2009/861/EC is amended as follows:

- (1) in Article 2, the date '31 December 2013' is replaced by '31 December 2015';
- (2) in Article 3, the date '31 December 2013' is replaced by '31 December 2015';
- (3) the following Article 4a is inserted:

Article 4a

- 1 Bulgaria shall take appropriate measures to ensure that the number of holdings producing non-compliant milk is reduced as follows:

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- a before 30 November 2014, by at least 30 % as compared to the number of such holdings registered on 1 September 2013;
- b before 31 May 2015, by at least 60 % as compared to the number of such holdings registered on 1 September 2013.

2 In case Bulgaria does not meet the targets for the reduction of the number of holdings referred to in paragraph 1, the Commission shall adopt appropriate measures.;

(4) Article 5 is replaced by the following:

Article 5

1 Bulgaria shall submit reports to the Commission on the measures taken in accordance with Article 4a(1) and the progress made in bringing the following in compliance with Regulation (EC) No 853/2004:

- a production holdings producing non-compliant milk;
- b the system for collecting and transporting non-compliant milk.

The reports for 2014 shall be submitted to the Commission by 30 June and 31 December 2014, at the latest, and the reports for 2015 by 31 May and 31 October 2015, at the latest.

The reports shall be submitted in the form set out in Annex III.

2 The Commission shall closely monitor the progress in bringing the raw milk processed by the establishments listed in Annexes I and II in compliance with the requirements laid down in Regulation (EC) No 853/2004.;

(5) in Article 6, the date ‘31 December 2013’ is replaced by ‘31 December 2015’;

(6) Annexes I and II are replaced by the text in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 November 2013.

For the Commission

Tonio BORG

Member of the Commission

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ANNEX

ANNEX List of milk establishments permitted to process compliant and non-compliant milk
I as referred to in Article 2 No Veterinary No Name of establishment Town/Street or Village/Region
1BG 0612027 “Mlechen ray-2” EOOD gr. Vratsakv. “Bistrets” 2BG 0612043ET “Zorov-91 — Dimitar Zorov” gr. Vratsa Mestnost “Parshevitsa” 3BG 2112001 “Rodopeya — Belev” EOOD ul. “Trakya” 20 Smolyan 4BG 1212001 “S i S-7” EOOD

gr. Montana

“Vrachansko shose” 1

5BG 2812003 “Balgarski yogurt” OODs. Veselinovo, obl. Yambolska

ANNEX List of milk processing establishments permitted to process non-compliant milk as
II referred to as referred to in Article 3 No Veterinary No Name establishment Town/Street or Village/Region
1BG 2412037 “Stelimeks” EOODs. Asen 20912015 “Anmar” OODs. Padina obsht. Ardino 30912016 OOD “Persenski” s. Zhaltusha obsht. Ardino 41012014ET “Georgi Gushterov DR” s. Yahinovo 51012018 “Evro miyt end milk” EOOD gr. Kocherinovo obsht. Kocherinovo 6112017ET “Rima-Rumen Borisov” s. Vrabevo 71612049 “Alpina-Milk” EOODs. Zhelyazno 81612064 OOD “Ikay” s. Zhitnitsa obsht. Kaloyanovo 92112008 MK “Rodopa milk” s. Smilyan obsht. Smolyan 102412039 “Penchev” EOOD

gr. Chirpan

ul. “Septemvriysi” 58

112512021 “Keya-Komers-03” EOODs. Svetlen 120112014ET “Veles-Kostadin Velev”

gr. Razlog

ul. “Golak” 14

132312041 “Danim-D. Stoyanov” EOOD gr. Elin Pelin m-st Mansarovo 140712001 “Ben Invest” OODs. Kostenkovtsi obsht. Gabrovo 151512012ET “Ahmed Tatarla” s. Dragash voyvoda, obsht. Nikopol 162212027 “Ekobalkan” OOD

gr. Sofia

bul “Evropa” 138

172312030ET “Favorit-D. Grigorov” s. Aldomirovtsi 182312031ET “Belite kamani” s. Dragotintsi 19BG 1512033ET “Voynov-Ventsislav Hristakiev” s. Milkovitsa obsht. Gulyantsi 20BG 1512029 “Lavena” OODs. Dolni Dēbnik obl. Pleven 21BG 1612028ET “Slavka Todorova” s. Trudobsht. Maritsa 22BG 1612051ET “Radev-Radko Radev” s. Kurtovo Konare obl. Plovdiv 23BG 1612066 “Lakti ko” OODs. Bogdanitza 24BG 2112029ET “Karamfil Kasakliev” gr. Dospat 25BG 0912004 “Rodopchanka” OODs. Byal izvor obsht. Ardino 260112003ET “Vekir” s. Godlevo 270112013ET “Ivan Kondev” gr. Razlog Stopanski dvor 280212037 “Megakomers” OODs. Lyulyakovo obsht. Ruen 290512003SD “LAF-Velizarov i sie” s. Dabravka obsht. Belogradchik 300612035 OOD “Nivego” s. Chiren 310612041ET “Ekoprodukt-Megiya-Bogorodka Dobrilova”

gr. Vratsa

ul. “Ilinden” 3

320612042ET “Mlechen puls-95 — Tsvetelina Tomova” gr. Krivodol ul. “Vasil Levski” 331012008 “Kentavar” OODs. Konyavo obsht. Kyustendil 341212031 “ADL” OODs. Vladimirovo obsht. Boychinovtsi 351512006 “Mandra” OODs. Obnova obsht. Levski 361512008ET “Petar Tonovski-Viola”

gr. Koynare

ul. “Hr. Botev” 14

371512010ET “Militsa Lazarova-90”

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gr. Slavyanovo,
ul. "Asen Zlatarev" 2
381612024SD "Kostovi — EMK"
gr. Saedinenie
ul. "L.Karavelov" 5
391612043ET "Dimitar Bikov"s. Karnareobsht. "Sopot"401712046ET "Stem-
Tezdzhan Ali"
gr. Razgrad
ul. "Knyaz Boris" 23
412012012ET "Olimp-P.Gurtsov"gr. Slivenm-t "Matsulka"422112003"Milk-
inzhenering" OOD
gr.Smolyan
ul. "Chervena skala" 21
432112027"Keri" OODs. Borino,obsht. Borino442312023"Mogila" OOD
gr. Godech,
ul. "Ruse" 4
452512018"Biomak" EOOD
gr. Omurtag
ul. "Rodopi" 2
462712013"Ekselans" OODs. Osmar,obsht. V. Preslav472812018ET "Bulmilk-
Nikolay Nikolov"s. General Inzovo,obl. Yambolska482812010ET "Mladost-2-Yanko
Yanev"
gr. Yambol,
ul. "Yambolen" 13
49BG 1012020ET "Petar Mitov-Universal"s. Gorna Grashitsaobsht.
Kyustendil50BG 1112016Mandra "IPZHZ"
gr. Troyan
ul. "V.Levski" 281
51BG 1712042ET "Madar"s. Terter52BG 0912011ET "Alada-Mohamed Banashak"s.
Byal izvorobsht. Ardino531112026"ABLAMILK" EOOD
gr. Lukovit
ul. "Yordan Yovkov" 13
541312005"Ravnogor" OODs. Ravnogor551712010"Bulagrotreyd-chastna
kompaniya" EOODs. YuperIndustrialen kvartal562012011ET "Ivan Gardev 52"
gr. Kermen
ul. "Hadzhi Dimitar" 2
572012024ET "Denyo Kalchev 53"
gr. Sliven
ul. "Samuilovsko shose" 17
582112015OOD "Rozhen Milk"s. Davidkovo,obsht. Banite592112026ET "Vladimir
Karamitev"s. Varbinaobsht. Madan602312007ET "Agropromilk"
gr. Ihtiman
ul. "P.Slaveikov" 19
61BG 1812008"Vesi" OODs. Novo selo62BG 2512003"Si Vi Es" OODgr.
OmurtagPromishlena zona63BG 2612034ET "Eliksir-Petko Petev"s. Gorski
izvor640812030"FAMA" AD
gr. Dobrich
bul. "Dobrudzha" 2
650912003"Koveg-mlechni produkti" OODgr. KardzhaliPromishlena
zona661412015ET "Boycho Videnov — Elbokada 2000"s. Stefanovoobsht.
Radomir671712017"Divi 02" OODgr. Isparihul. "An.Kanchev"681712037ET "Ali
Isliamov"s. Yasenovets691712043"Maxima milk" OODs. Samuil702012010"Saray"
OODs. Mokren712012032"Kiveks" OODs.Kovachite722012036"Minchevi" OODs.

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Korten732212009“Serdika-94” OODgr. Sofiakov. Zheleznitza742312028ET “Sisi Lyubomir Semkov”s. Anton752312033“Balkan spetsial” OODs. Gorna Malina762312039EOOD “Laktoni”s. Ravno pole,obl. Sofiyska772412040“Inikom” OOD
gr. Galabovo
ul. “G.S.Rakovski” 11
782512011ET “Sevi 2000-Sevie Ibryamova”s. Krepchaobsht. Opaka792612015ET “Detelina 39”s. Brod802812002“Arachievi” OODs. Kirilovo,obl. Yambolska’81BG 1612021ET “Deni-Denislav Dimitrov-Ilias Islamov”s. Briagovoobsht. Gulyantsi822012008“Raftis” EOODs. Byala832112023ET “Iliyan Isakov”s. Trigradobsht. Devin842312020“MAH 2003” EOOD
gr. Etropole
bul. “Al. Stamboliyski” 21

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- (1) [OJ L 139, 30.4.2004, p. 55.](#)
- (2) [OJ L 314, 1.12.2009, p. 83.](#)

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