

Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals

CHAPTER IV

INTRODUCTION OF AQUACULTURE ANIMALS AND PRODUCTS THEREOF INTO THE COMMUNITY FROM THIRD COUNTRIES

Article 22

General requirements for introduction of aquaculture animals and products thereof from third countries

Member States shall ensure that aquaculture animals and products thereof are introduced into the Community only from third countries or parts of third countries that appear on a list drawn up and updated in accordance with the procedure referred to Article 62(2).

Article 23

Lists of third countries and parts of third countries from which introduction of aquaculture animals and products thereof is permitted

1 A third country, or a part of a third country, shall appear on the list provided for in Article 22 only if a Community assessment of that country, or that part of a third country, has demonstrated that the competent authority provides appropriate guarantees as regards compliance with the relevant animal health requirements of Community legislation.

2 The Commission may decide if an inspection as referred to in Article 58(2) is necessary to complete the assessment of the third country, or part of the third country, provided for in paragraph 1.

3 When drawing up or updating the lists provided for in Article 22, particular account shall be taken of:

- a the legislation of the third country;
- b the organisation of the competent authority and its inspection services in the third country, the powers of these services, the supervision to which they are subject, and the means at their disposal, including staff capacity, to apply their legislation effectively;
- c the aquatic animal health requirements in force that apply to the production, manufacture, handling, storage and dispatch of live aquaculture animals intended for the Community;
- d the assurances which the competent authority of the third country may give regarding compliance or equivalence with the relevant aquatic animal health conditions;
- e any experience of marketing live aquaculture animals from the third country and the results of any import controls carried out;
- f the results of the Community assessment, in particular the results of the assessment carried out by the competent authorities of the third country concerned or, where the Commission so requests, the report submitted by the competent authorities of the third country on any inspections carried out;

- g the health status of farmed and wild aquatic animals in the third country, with particular regard to exotic animal diseases and any aspects of the general aquatic animal health situation in the country which might pose a risk to aquatic animal health in the Community;
 - h the regularity, speed and accuracy with which the third country supplies information on the existence of infectious or contagious aquatic animal diseases in its territory, particularly the notifiable diseases, listed by the World Organisation for Animal Health (OIE);
- and
- i the rules on the prevention and control of aquatic animal diseases in force in the third country and their implementation, including rules on imports from other countries.
- 4 The Commission shall arrange for all lists to be drawn up or updated in accordance with Article 22 and made available to the public.
- 5 Lists drawn up in accordance with Article 22 may be combined with other lists drawn up for animal and public health purposes.

Article 24

Documents

- 1 All consignments of aquaculture animals and products thereof shall be accompanied by a document containing an animal health certificate upon their entry into the Community.
- 2 The animal health certificate shall certify that the consignment satisfies:
- a the requirements laid down for such commodities under this Directive;
- and
- b any special import conditions established in accordance with Article 25(a).
- 3 The document may include details required under other provisions of Community public and animal health legislation.

Article 25

Detailed rules

Where necessary, detailed rules for the application of this Chapter may be established in accordance with the procedure referred to in Article 62(2). These rules may concern in particular:

- (a) special import conditions for each third country, parts thereof or group of third countries;
 - (b) the criteria for classifying third countries and parts thereof with regard to aquatic animal diseases;
 - (c) the use of electronic documents;
 - (d) model animal health certificates and other documents;
- and

- (e) procedures and certification for transit.