



**COMMISSION IMPLEMENTING REGULATION (EU) 2015/949
of 19 June 2015**

**approving the pre-export checks carried out on certain food by
certain third countries as regards the presence of certain
mycotoxins**

(Text with EEA relevance)

Article 1

Approval of pre-export checks

1. Pre-export checks carried out prior to export to the Union by the Canadian Grain Commission, as competent authority, regarding ochratoxin A in wheat and wheat flour listed in Annex I and produced on the territory of Canada are approved.

2. The following pre-export checks carried out prior to export to the Union by the United States Department of Agriculture (USDA), as competent authority, are approved:

- (a) pre-export checks regarding aflatoxins in peanuts listed in Annex I and produced on the territory of the United States;
- (b) pre-export checks regarding aflatoxins in almonds listed in Annex I and produced on the territory of the United States.

Article 2

Accompanying documents and identification of the consignments

1. Each consignment of products referred to in Article 1 shall be accompanied by:

- (a) a report containing the results of sampling and analysis performed in accordance with the provisions of Commission Regulation (EC) No 401/2006⁽¹⁾, or with equivalent requirements, by a laboratory approved for that purpose by the competent authority;
- (b) a certificate in accordance with the model set out in Annex II, completed, verified and signed by a representative of the competent authority; the certificate shall be valid for four months from the date of issuance.

2. Each consignment of products referred to in Article 1 shall bear an identification code which shall be reproduced on the report and on the certificate referred to in paragraph 1. Each individual bag, or other packaging form, or packaging combining several individual entities into one package, of the consignment shall be identified with the same code.

⁽¹⁾ Commission Regulation (EC) No 401/2006 of 23 February 2006 laying down the methods of sampling and analysis for the official control of mycotoxins in foodstuffs (OJ L 70, 9.3.2006, p. 12).

*Article 3***Splitting of consignments**

If a consignment is split, copies of the certificate provided for in Article 2(1)(b) and certified by the competent authority of the Member State on whose territory the splitting has taken place, shall accompany each part of the split consignment until it is released for free circulation.

*Article 4***Official controls**

In accordance with the provisions of Article 16(2) and Article 23(2) of Regulation (EC) No 882/2004, the frequency of the physical checks carried out by the Member States on consignments of products referred to in Article 1 and presented in accordance with Article 2 shall be reduced to the maximum percentage of the number of presented consignments as set out in Annex I.

*Article 5***Repeal**

Decision 2008/47/EC and Implementing Regulation (EU) No 844/2011 are hereby repealed.

References to the repealed Decision and Implementing Regulation shall be construed as references to this Regulation.

*Article 6***Entry into force**

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

▼B*ANNEX I*

Products referred to in Article 1 and frequency of the physical checks referred to in Article 4:

| Food | CN code | TARICsub-division | Country of origin | Mycotoxin | Frequency of physical checks (%) at import |
|---------------------|-----------|-------------------|--------------------------|--------------|--|
| — Wheat | — 1001 | | Canada | Ochratoxin A | < 1 |
| — Wheat flour | — 1101 00 | | | | |
| — _____ | | | | | |
| — Almonds, in shell | — 0802 11 | | United States of America | Aflatoxins | < 1 |
| — Almonds, shelled | — 0802 12 | | | | |

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ANNEX II

| European Union | | Certificate to EU | | | | |
|---|---|-------------------|---|--------------------------------|----------|-------|
| Part I: Details of dispatched consignment | I.1. Consignor Name Address Tel. No. | | I.2. Certificate reference No | I.2.a. | | |
| | | | I.3. Central competent authority | | | |
| | | | I.4. Local competent authority | | | |
| | I.5. Consignee Name Address Postal Code Tel. No. | | I.6. Person responsible for the consignment in EU Name Address Postal Code Tel. No. | | | |
| | I.7. Country of origin | ISO code | I.8. | I.9. Country of destination | ISO code | I.10. |
| | I.11. Place of origin Name Address Approval number | | I.12. | | | |
| | I.13. Place of loading | | I.14. Date of departure | | | |
| | I.15. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/> Identification: Document references: | | I.16. Point of import in EU | | | |
| | | | I.17. | | | |
| | I.18. Description of commodity | | | I.19. Commodity code (HS code) | | |
| | | | I.20. Quantity | | | |
| I.21. Temperature of products Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/> | | | I.22. Number of packages | | | |
| I.23. Identification of container/Seal number | | | I.24. Type of packaging | | | |
| I.25. Commodities certified for: Human consumption <input type="checkbox"/> Animal feeding stuff <input type="checkbox"/> Further process <input type="checkbox"/> | | | | | | |
| I.26. | | | I.27. For import into EU <input type="checkbox"/> | | | |

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I.28. Identification of the commodities

Batch number

Treatment type



COUNTRY

PRE-EXPORT CHECK

| | | | | | | | | | |
|---|--|---------------------------------|-------|----------------------------|--------------------------|-------|------------|--------|--|
| Part II: Certification | II. Health information | II.a. Certificate reference No. | II.b. | | | | | | |
| | <p>In accordance with the provisions of Commission Implementing Regulation (EU) 2015/949 approving the pre-export checks carried out by on as regards the presence of, I undersigned,, authorised representative of the competent authority referred to in Article 1 of Implementing Regulation (EU) 2015/949 certifies that the commodities described in the Part I of this certificate have been produced, sorted, handled, processed, packaged and transported in line with good hygiene practices and have been subject to a pre-export check, as approved by Implementing Regulation (EU) 2015/949 and ensures that the commodities covered by this certificate will be transported to the European Union in a container, which is in line with good hygiene practices.</p> <p>From this consignment samples for analysis were taken on (date), subjected to laboratory analysis on (date) in the (name of laboratory), and the details of sampling, methods of analysis used and all results are attached.</p> | | | | | | | | |
| <p>Notes</p> <p>This certificate is valid for four months after issuance.</p> | | | | | | | | | |
| <p>Part I:</p> <ul style="list-style-type: none"> — Box reference I.11: <i>Approval number</i>: only if applicable. — Box reference I.19: Use the appropriate HS code of WCO or CN code. — Box reference I.20: Indicate total weight. — Box reference I.25: Further process means 'subject to sorting or other physical treatment before human consumption'. | | | | | | | | | |
| <p>Official inspector</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%;">Name (in capital letters):</td> <td style="width: 50%;">Qualification and title:</td> </tr> <tr> <td>Date:</td> <td>Signature:</td> </tr> <tr> <td>Stamp:</td> <td></td> </tr> </table> | | | | Name (in capital letters): | Qualification and title: | Date: | Signature: | Stamp: | |
| Name (in capital letters): | Qualification and title: | | | | | | | | |
| Date: | Signature: | | | | | | | | |
| Stamp: | | | | | | | | | |