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► **B****COMMISSION DECISION****of 20 December 2002****concerning certain protective measures with regard to the products of animal origin imported from China***(notified under document number C(2002) 5377)***(Text with EEA relevance)**

(2002/994/EC)

(OJ L 348, 21.12.2002, p. 154)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Commission Decision 2003/72/EC of 30 January 2003	L 26	84	31.1.2003
► <u>M2</u>	Commission Decision 2004/621/EC of 26 August 2004	L 279	44	28.8.2004
► <u>M3</u>	Commission Decision 2005/573/EC of 22 July 2005	L 193	41	23.7.2005
► <u>M4</u>	Commission Decision 2008/463/EC of 17 June 2008	L 160	34	19.6.2008
► <u>M5</u>	Commission Decision 2008/639/EC of 30 July 2008	L 207	30	5.8.2008
► <u>M6</u>	Commission Decision 2009/799/EC of 29 October 2009	L 285	42	31.10.2009
► <u>M7</u>	Commission Implementing Decision 2012/482/EU of 20 August 2012	L 226	5	22.8.2012
► <u>M8</u>	Commission Implementing Decision (EU) 2015/1068 of 1 July 2015	L 174	30	3.7.2015
► <u>M9</u>	Commission Implementing Decision (EU) 2023/1016 of 22 May 2023	L 136	75	24.5.2023

▼ B**COMMISSION DECISION****of 20 December 2002****concerning certain protective measures with regard to the products
of animal origin imported from China***(notified under document number C(2002) 5377)***(Text with EEA relevance)****(2002/994/EC)***Article 1*

This Decision shall apply to all products of animal origin imported from China and intended for human consumption or animal feed use.

▼ M3*Article 2*

1. Member states shall prohibit the imports of products referred to in Article 1.

2. By derogation from paragraph 1, Member States shall authorise the imports of products listed in the Annex to this Decision in accordance with the specific animal and public health conditions applicable to the products concerned, and with Article 3 in the case of products listed in Part II of the Annex.

▼ M4*Article 3*

Member States shall authorise imports of consignments of products listed in Part II of the Annex accompanied by a declaration of the Chinese competent authority stating that each consignment has been subjected before dispatch to a chemical test in order to ensure that the products concerned do not present a danger to animal or human health. That chemical test must be carried out in particular, to detect the presence of chloramphenicol and nitrofurantoin and its metabolites in all products listed in Part II of the Annex. In addition, aquaculture fishery products referred to in Part II of the Annex shall be tested for the presence of malachite green and crystal violet and their metabolites. The results of those chemical tests shall be included in that declaration.

▼ M2**▼ B***Article 5*

Member States shall modify the measures they apply to trade to bring them into line with this Decision. They shall immediately inform the Commission thereof.

▼ M2*Article 6*

This Decision shall be reviewed on the basis of the information and guarantees provided by the Chinese competent authority and, if necessary, the results of an on-the-spot inspection visit by Community experts.

▼ B*Article 7*

Decision 2001/699/EC and Decision 2002/69/EC are repealed.

Article 8

This Decision shall apply from 24 December 2002.

Article 9

This Decision is addressed to the Member States.

▼ **M3**

ANNEX

▼ **M9**

PART I

List of products of animal origin intended for human consumption or animal feed use authorised to be imported into the Union without the attestation provided by Article 3:

- fishery products, except:
 - those obtained from aquaculture,
 - peeled and/or processed shrimps,
 - crayfish of the species *Procambrus clarkii* caught in natural fresh waters by fishing operations;
- gelatine;
- food additives as regulated under Regulation (EC) No 1333/2008 of the European Parliament and of the Council ⁽¹⁾;
- substances to be used as or in food supplements as regulated under Directive 2002/46/EC of the European Parliament and of the Council ⁽²⁾;
- vitamin D3 intended for human consumption, and precursors used for the production thereof, when complying with the specific treatments for these highly refined products (fat derivatives) set in Section XVI of Annex III to Regulation (EC) No 853/2004 ⁽³⁾;
- petfood as regulated under Regulation (EC) No 1069/2009 of the European Parliament and of the Council ⁽⁴⁾;
- chondroitin sulphate and glucosamine considered as feed material, as regulated under Commission Regulation (EU) No 68/2013 ⁽⁵⁾;
- vitamin D3 to be used as feed additive in accordance with Regulation (EC) No 1831/2003 of the European Parliament and of the Council ⁽⁶⁾ and precursors used for the production thereof, for feed for farmed animals and petfood as regulated under Regulation (EC) No 1069/2009;
- L-cysteine and L-cystine to be used as feed additives in accordance with Regulation (EC) No 1831/2003.

⁽¹⁾ Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (OJ L 354, 31.12.2008, p. 16).

⁽²⁾ Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements (OJ L 183, 12.7.2002, p. 51).

⁽³⁾ 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 (OJ L 139, 30.4.2004, p. 55).

⁽⁴⁾ Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002 (Animal by-products Regulation) (OJ L 300, 14.11.2009, p. 1).

⁽⁵⁾ Commission Regulation (EU) No 68/2013 of 16 January 2013 on the Catalogue of feed materials (OJ L 29, 30.1.2013, p. 1).

⁽⁶⁾ Regulation (EC) No 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition (OJ L 268, 18.10.2003, p. 29).

▼ M3

PART II

List of products of animal origin intended for human consumption or animal feed use authorised to be imported into the Community, subject to be accompanied of the attestation provided by Article 3

- Aquaculture fishery products,
- peeled and/or processed shrimps,
- crayfish of the species *Procambrus clarkii* caught in natural fresh waters by fishing operations,
- casings,
- rabbit meat,
- honey,
- royal jelly,

▼ M5

- poultrymeat products,

▼ M6

- Eggs and egg products,

▼ M7

- propolis and bee pollen.