

COMMISSION DECISION
of 11 January 2002
amending Decision 96/606/EC laying down special conditions governing imports of fishery and aquaculture products originating in Uruguay

(notified under document number C(2001) 4983)

(Text with EEA relevance)

(2002/20/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products ⁽¹⁾, as last amended by Directive 97/79/EC ⁽²⁾, and in particular Article 11(5) thereof,

Whereas:

(1) Commission Decision 96/606/EC of 11 October 1996 laying down special conditions governing imports of fishery and aquaculture products originating in Uruguay ⁽³⁾, states that the 'Ministerio de Ganadería, Agricultura y Pesca — Instituto Nacional de Pesca (INAPE)' is to be the competent authority in Uruguay for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.

(2) Following a restructuring of the Uruguayan administration, the competent authority for issuing health certificates for fishery products has changed to the 'Dirección Nacional de Recursos Acuáticos (Dinara) del Ministerio de Ganadería, Agricultura y Pesca'. This new authority is capable of effectively verifying the application of the laws in force.

(3) Furthermore, since Uruguay wishes to export to the Community frozen or processed bivalve molluscs, echinoderms, tunicates and marine gastropods and the Competent authorities of this country have given the guarantee that these products will be either sterilised, or heat-treated according to the requirements of Commission Decision 93/25/EEC of 11 December 1992 approving certain treatments to inhibit the development of pathogenic micro-organisms in bivalve molluscs and marine gastropods ⁽⁴⁾, as amended by Decision 97/

275/EC ⁽⁵⁾, the Commission has adopted Decision 2002/19/EC laying down special conditions for the import of bivalve molluscs, echinoderms, tunicates and marine gastropods originating in Uruguay ⁽⁶⁾.

(4) The wording of Decision 96/606/EC should be aligned on the wording of more recently adopted Commission Decisions, laying down special conditions governing imports of fishery and aquaculture products originating in certain third countries.

(5) Decision 96/606/EC should therefore be amended accordingly.

(6) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Decision 96/606/EC is amended as follows:

1. Article 1 is replaced by the following:

'Article 1

The "Dirección Nacional de Recursos Acuáticos (Dinara) del Ministerio de Ganadería, Agricultura y Pesca" shall be the competent authority in Uruguay for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.;

2. in Article 2 point 3 is replaced by the following:

'3. except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the word "URUGUAY" and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters';

⁽¹⁾ OJ L 268, 24.9.1991, p. 15.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 269, 22.10.1996, p. 18.

⁽⁴⁾ OJ L 16, 25.1.1993, p. 22.

⁽⁵⁾ OJ L 46, 19.2.1991, p. 1.

⁽⁶⁾ See page 73 of this Official Journal.

3. in Article 3 paragraph 2 is replaced by the following:

‘2. Certificates must bear the name, capacity and signature of the representative of the Dinara and the latter's official stamp in a colour different from that of other endorsements.’;

4. Annex A is replaced by the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 January 2002.

For the Commission

David BYRNE

Member of the Commission

ANNEX

'ANNEX A

HEALTH CERTIFICATE

for fishery and aquaculture products originating in Uruguay and intended for export to the European Community

Reference No:

Country of dispatch: URUGUAY

Competent authority: Dirección Nacional de Recursos Acuáticos (Dinara) de la Secretaria de Salud

I. Details identifying the fishery products

- Description of fishery/aquaculture products ⁽¹⁾:
- species (scientific name):
- presentation of product and type of treatment ⁽²⁾:
- Code number (where available):
- Type of packaging:
- Number of packages:
- Net weight:
- Requisite storage and transport temperature:

II. Origin of products

Name(s) and official approval number(s) of establishment(s), factory vessel(s), or cold store(s) approved or freezer vessel(s) registered by the DINARA for export to the EC:

.....
.....

III. Destination of products

The products are dispatched:

from:
(place of dispatch)

to:
(country and place of destination)

by the following means of transport:
.....

Name and address of dispatcher:
.....

Name of consignee and address at place of destination:
.....

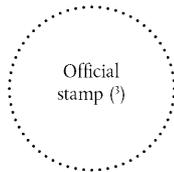
⁽¹⁾ Delete wherer applicable.
⁽²⁾ Live, refrigerated, frozen, salted, smoked, preserved, etc.

IV. Health attestation

- The official inspector hereby certifies that the fishery or aquaculture products specified above:
1. were caught and handled on board vessels in accordance with the health rules laid down by Directive 92/48/EEC;
 2. were landed, handled and where appropriate packaged, prepared, processed, frozen, thawed and stored hygienically in compliance with the requirements laid down in Chapters II, III and IV of the Annex to Directive 91/493/EEC;
 3. have undergone health controls in accordance with Chapter V of the Annex to Directive 91/493/EEC;
 4. are packaged, marked, stored and transported in accordance with Chapters VI, VII and VIII of the Annex to Directive 91/493/EEC;
 5. do not come from toxic species or species containing biotoxins;
 6. have satisfactorily undergone the organoleptic, parasitological, chemical and microbiological checks laid down for certain categories of fishery products by Directive 91/493/EEC and in the implementing decisions thereto;
 7. in addition, where the fishery products are frozen or processed bivalve molluscs: the molluscs were obtained from approved production areas laid down by the Annex to Commission Decision 2002/19/EC laying down special conditions for the import of bivalve molluscs, echinoderms, tunicates and marine gastropods originating in Uruguay and which have been sterilised or heat-treated according to the requirements of Decision 93/25/EEC.
- The undersigned official inspector hereby declares that he is aware of the provisions of Directives 91/492/EC, 91/493/EEC and 92/48/EEC and Decisions 93/25/EEC, 96/606/EC and 2002/19/EC.

Done at , on

(Place) (Date)



.....
(Signature of official inspector) (³)

.....
(Name in capital letters, capacity and qualifications of person signing)

(³) The colour of the stamp and signature must be different from that of the other particulars in the certificate.