

COMMISSION

COMMISSION DECISION

of 29 October 2009

amending Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China

(notified under document C(2009) 8243)

(Text with EEA relevance)

(2009/799/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries ⁽¹⁾, and in particular Article 22(6) thereof,

Whereas:

- (1) Commission Decision 2002/994/EC of 20 December 2002 concerning certain protective measures with regard to the products of animal origin imported from China ⁽²⁾ applies to all products of animal origin imported from China and intended for human consumption or for animal feed.
- (2) Under Article 3 of that Decision Member States are to authorise imports of products listed in Part II of the Annex to that Decision which are 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 human health. That test must be carried out, in particular, with a view to detecting the presence of chloramphenicol and nitrofurans and its metabolites.
- (3) Commission Decision 2008/772/EC of 1 October 2008 amending Decision 2004/432/EC on the approval of residue monitoring plans submitted by third countries in accordance with Council Directive 96/23/EC ⁽³⁾ amended Commission Decision 2004/432/EC ⁽⁴⁾ in order to take account of the residue monitoring plan

for eggs intended for export to the Community submitted by the Chinese competent authorities.

- (4) Eggs and egg products should therefore be included in the list of products set out in Part II of the Annex to Decision 2002/994/EC and that Decision should be amended accordingly.
- (5) The authorisation to import eggs and egg products from China into the Community is without prejudice to other sanitary measures adopted for public or animal health reasons.
- (6) 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

In Part II of the Annex to Decision 2002/994/EC, the following indent is added:

‘— Eggs and egg products’

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 October 2009.

For the Commission
Androulla VASSILIOU
Member of the Commission

⁽¹⁾ OJ L 24, 30.1.1998, p. 9.

⁽²⁾ OJ L 348, 21.12.2002, p. 154.

⁽³⁾ OJ L 263, 2.10.2008, p. 20.

⁽⁴⁾ OJ L 154, 30.4.2004, p. 44.