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Legislation

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Price: EUR 4

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(¹) Text with EEA relevance

EN

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⁽¹⁾ Text with EEA relevance

II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) No 599/2010

of 8 July 2010

amending Regulation (EC) No 1077/2008 laying down rules for the implementation of Council Regulation (EC) No 1966/2006 on electronic recording and reporting of fishing activities and on means of remote sensing and repealing Regulation (EC) No 1566/2007

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1966/2006 ⁽¹⁾ on electronic recording and reporting of fishing activities and on means of remote sensing, and in particular Article 5 thereof,

Whereas:

- (1) Council Regulation (EC) No 1966/2006 provides for the adoption of detailed rules fixing the formats that the competent national authorities are to use to exchange information for control and inspection purposes.
- (2) The application of the format defined in the annex of current version of Commission Regulation (EC) No 1077/2008 of 3 November 2008, laying down detailed rules for the implementation of Council Regulation (EC) No 1966/2006 on electronic recording and reporting of fishing activities and on means of remote sensing and repealing Regulation (EC) No 1566/2007 ⁽²⁾ and recent developments in Member States have shown that this format shall be further improved to ensure mutually

compatible data exchange according to the agreed XML format. It is therefore necessary to replace the annex by a new one.

- (3) The measure provided for in this Regulation is in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

Amendment of Regulation (EC) No 1077/2008

Regulation (EC) No 1077/2008 is hereby amended as follows:

The Annex is replaced by the text in the Annex to this Regulation.

Article 2

Entry into force

This Regulation shall enter into force on the 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.

Done at Brussels, 8 July 2010.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 409, 30.12.2006, p. 1, as rectified in OJ L 36, 8.2.2007, p. 3.

⁽²⁾ OJ L 340, 22.12.2007, p. 46.

ANNEX

'ANNEX (1)

ELECTRONIC INFORMATION EXCHANGE FORMAT

Operations table view

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
1	OPS ELEMENT	OPS	Operations element: this is the top level envelope of all operations sent to the web service operation. OPS element must contain one of the sub-elements DAT, RET, DEL, COR, QUE, RSP.	
2	Country of destination	AD	Destination for the message (ISO alpha-3 country code)	C
3	Sending country	FR	Country transmitting the data (ISO alpha-3 country code)	C
4	Operation No	ON	unique ID (AAAYYYMMDD999999) generated by sender	C
5	Operation Date	OD	Date of transmission of the message (YYYY-MM-DD)	C
6	Operation Time	OT	Time of sending the message (HH:MM in UTC)	C
7	Test flag	TS	Set to 1 if the operation is to be regarded as a test.	O
8	Data operation	DAT	<i>(See details of sub-elements and attributes of DAT)</i>	CIF
9	Acknowledgement message	RET	<i>(See details of sub-elements and attributes of RET)</i>	CIF
10	Delete operation	DEL	<i>(See details of sub-elements and attributes of DEL)</i>	CIF
11	Correction operation	COR	<i>(See details of sub-elements and attributes of COR)</i>	CIF
12	Query operation	QUE	<i>(See details of sub-elements and attributes of QUE)</i>	CIF
13	Response operation	RSP	<i>(See details of sub-elements and attributes of RSP)</i>	CIF
14				
15	Data Operation	DAT	Data operation to push log book or sales note information to another MS	
16	ERS message	ERS	Includes all relevant ERS data, i.e. the whole message	C
17				
18	Delete Operation	DEL	Delete operation to ask receiving MS to delete previously sent data	
19	Record No.	RN	Record No to be deleted. (AAAYYYMMDD999999)	C
20	Reason for Rejection	RE	Free text giving an explanation for the rejection	O
21				
22	Correction operation	COR	Correction operation to ask another MS to correct previously sent data.	

(1) Present annex replaces in full the annex to the Commission Regulation (EC) no 1566/2007 laying down detailed rules for the implementation of Council Regulation (EC) No 1966/2006 on electronic recording and reporting of fishing activities and on means of remote sensing.

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
23	Original Message number	RN	Record number of the message being corrected (format AAAYYYMMDD999999)	C
24	Reason for Correction	RE	Code list to be found at http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . Free text field	O
25	New corrected data	ERS	Includes all relevant ERS data, i.e. the whole message	C
26				
27	Acknowledgment operation	RET	Acknowledgement operation to reply to DAT, DEL or COR operation	
28	Sent Message number	ON	Operation no.(AAAYYYMMDD999999) that is being acknowledged.	C
29	Return status	RS	Indicates the status of the received message/report. The code list to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
30	Reason for Rejection	RE	Free text giving an explanation for the rejection	O
31				
32	Query operation	QUE	Query operation to pull logbook information from another MS	
33	Commands to execute	CD	Can be one of the following: get_vessel_data / get_historical_data / get_all_vessel_data	C
34	Vessel identifier type	ID	Shall be at least one of the following: RC/IR/XR/NA	O
35	Vessel Identifier Value	IV	Example:	O
36	Start Date	SD	Start Date of requested period (YYYY-MM-DD)	CIF get_all_vessel_data
37	End Date	ED	End Date of requested period (YYYY-MM-DD)	O
38				
39	Response operation	RSP	Response operation to answer a QUE operation	
40	ERS message	ERS	Includes all relevant ERS data, i.e. the whole message	O
41	Return Status	RS	Indicates the status of the received message/report. The code list to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
42	Operation No.	ON	The operation no.(AAAYYYMMDD999999) which is being replied to.	C
43	Reason for Rejection	RE	If response is negative, reason for not replying with data. Free text giving an explanation for the rejection	O
44				

Logbook and Sales note table view

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
45	ERS message			
46	Start of message	ERS	Tag indicating start of the ERS message	C
47	Message (record) number	RN	Serial number of the message (format AAAYYYMMDD999999)	C
48	Message (record) date	RD	Date of transmission of the message (YYYY-MM-DD)	C
49	Message (record) time	RT	Time of retransmission of the message (HH:MM in UTC)	C
50				
51	Logbook declaration: LOG		LOG is a Logbook declaration	
52	The following attributes need to be specified		The LOG contains one or more of the following declarations DEP, FAR, RLC, TRA, COE, COX, ENT, EXI, CRO, TRZ, INS, DIS, PNO, EOF, RTP, LAN	
53	Start of log record	LOG	Tag indicating start of the logbook record	C
54	Vessel's Community Fleet Register (CFR) number	IR	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of first registration within the EU and X being a letter or a number	C
55	Vessel's main identification	RC	International radio call sign	CIF CFR not up to date
56	Vessel's external identification	XR	Side (hull) registration number of the vessel	O
57	Name of vessel	NA	Name of the vessel	O
58	Name of the master	MA	Name of the master (any change during trip to be sent in next LOG transmission)	C
59	Master address	MD	Address of master (any change during trip to be sent in next LOG transmission)	C
60	Country of registration	FS	Flag state of vessel registration. ISO alpha-3 country code	C
61				
62	DEP: declaration element		Required on every departure from port, to be sent in next message	
63	Start of Departure declaration	DEP	Tag indicating start of the departure from port declaration	C
64	Date	DA	Date of departure (YYYY-MM-DD)	C
65	Time	TI	Time of departure (HH:MM in UTC)	C
66	Port name	PO	Port code (ISO alpha-2 country code + 3 letter port code). Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
67	Anticipated activity	AA	Code list to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	CIF effort reporting required for intended activity
68	Gear on board	GEA	<i>(See details of sub-elements and attributes of GEA)</i>	C
69	Catch on board sub-declaration (list of species SPE sub-declarations)	SPE	<i>(see details of sub-elements and attributes of SPE)</i>	CIF catch on board the vessel
70				
71	FAR: fishing activity declaration		Required by midnight on each day at sea or in response to request from the flag state	
72	Start of Fishing Activity Report declaration	FAR	Tag indicating start of a fishing activity report declaration	C
73	Last report marker	LR	Marker that indicates that this is the last FAR report that will be sent (LR=1)	CIF last message
74	Inspection marker	IS	Marker that indicates this fishing activity report was received following an inspection carried out onboard the vessel. (IS=1)	CIF inspection occurred
75	Date	DA	Date for which fishing activities being reported whilst vessel at sea (YYYY-MM-DD)	C
76	Time	TI	Start time of fishing activity (HH:MM in UTC)	O
77	Relevant area sub-declaration	RAS	Specified if no catch was made (for effort purposes). List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . <i>(See details of sub-elements and attributes of RAS).</i>	CIF when no SPE to record
78	Fishing Operations	FO	Number of fishing operations	O
79	Fishing Time	DU	Duration of fishing activity in minutes - defined as fishing time equals the number of hours spent at sea, minus the time spent in transit to, between and returning from the fishing grounds, dodging, inactive or waiting for repair	CIF required (**)
80	Gear sub-declaration	GEA	<i>(See details of sub-elements and attributes of GEA)</i>	CIF any undertaken
81	Gear loss sub-declaration	GLS	<i>(See details of sub-elements and attributes of GLS)</i>	CIF required by the rules (**)
82	Catch sub-declaration (list of species SPE sub-declarations)	SPE	<i>(See details of sub-elements and attributes of SPE)</i>	CIF any fish caught
83				
84	RLC: relocation declaration		Used when catch (all or parts thereof) is transferred or moved from shared fishing gear to a vessel or from a vessel's hold or its fishing gear to a keep net, container or cage (outside the vessel) in which the live catch is kept until landing	

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
85	Start of Relocation declaration	RLC	Tag indicating start of a relocation declaration	C
86	Date	DA	Date of catch relocation whilst vessel at sea (YYYY-MM-DD)	C
87	Time	TI	Time of relocation (HH:MM in UTC)	C
88	Receiving vessel CFR number	IR	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of first registration within the EU and X being a letter or a number	CIF joint fishing operation and EU vessel
89	Receiving vessel radio call sign	TT	International radio call sign of the receiving vessel	CIF joint fishing operation
90	Flag state of receiving vessel	TC	Flag state of vessel taking the catch (ISO alpha-3 country code)	CIF joint fishing operation
91	Other Partner Vessel(s) CFR numbers	RF	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of first registration within the EU and X being a letter or a number	CIF joint fishing operation and partner is EU vessel
92	Other Partner vessel(s) radio call signs	TF	International radio call sign of the partner vessel(s)	CIF joint fishing operation and other partners
93	Flag state(s) of other partner vessel(s)	FC	Flag state of the partner vessel(s) (ISO alpha-3 country code)	CIF joint fishing operation and other partners
94	Relocated to	RT	3 letter code for relocation destination (Keep net: KNE, cage: CGE, etc) Codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	CIF
95	POS sub declaration	POS	<i>Location of transfer (See details of sub-elements and attributes of POS)</i>	C
96	Catch sub-declaration (list of species SPE sub-declarations)	SPE	<i>Amount of fish relocated (See details of sub-elements and attributes of SPE)</i>	C
97				
98	TRA: transhipment declaration		For every transhipment of catch, declaration required from both donor and recipient	
99	Start of Transhipment declaration	TRA	Tag indicating start of a transhipment declaration	C
100	Date	DA	Start of TRA (YYYY-MM-DD)	C
101	Time	TI	Start of TRA (HH:MM in UTC)	C
102	Relevant area sub-declaration	RAS	The geographical area in which the transhipment took place. The list of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . (<i>See details of sub-elements and attributes of RAS</i>).	CIF took place at sea

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
103	Port name	PO	Port code (ISO alpha-2 country code + 3 letter port code). Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	CIF took place in port
104	Receiving vessel's CFR number	IR	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of registration within the EU and X being a letter or a number	CIF European Union fishing vessel
105	Transshipment: receiving vessel	TT	If donor vessel - International radio call sign of the receiving vessel	C
106	Transshipment: flag state of receiving vessel	TC	If donor vessel - Flag state of vessel receiving the transshipment (ISO alpha-3 country code)	C
107	Donor Vessel's CFR number	RF	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of first registration within the EU and X being a letter or a number	CIF European Union fishing vessel
108	Transshipment: (donor) vessel	TF	If receiving vessel - International radio call sign of the donor vessel	C
109	Transshipment: flag state of donor vessel	FC	If receiving vessel - Flag state of the donor vessel (ISO alpha-3 country code)	C
110	POS sub declaration	POS	<i>(See details of sub-elements and attributes of POS)</i>	CIF required (**) (NEAFC, NAFO waters or bluefin tuna fishery)
111	Catch transhipped (list of species SPE sub-declarations)	SPE	<i>(See details of sub-elements and attributes of SPE)</i>	C
112				
113	COE: entry in zone declaration		If fishing in stock recovery area or Western Waters	
114	Start of Effort declaration: Entry in zone	COE	Tag indicating start of an declaration on entry into the effort zone	C
115	Date	DA	Date of entry(YYYY-MM-DD)	C
116	Time	TI	Time of entry(HH:MM in UTC)	C
117	Target specie(s)	TS	Species to be targeted whilst in zone (Demersal, Pelagic, Scallops, Crabs). List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
118	Relevant area sub-declaration	RAS	Geographical location of the vessel. The list of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . <i>(See details of sub-elements and attributes of RAS).</i>	C
119	Catch on board sub-declaration (list of species SPE sub-declarations)	SPE	<i>(See details of sub-elements and attributes of SPE)</i>	O
120				
121	COX: exit from zone declaration		If fishing in stock recovery area or Western Waters	

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
122	Start of Effort declaration: Exit out of zone	COX	Tag indicating start of a declaration on exit of the effort zone	C
123	Date	DA	Date of exit (YYYY-MM-DD)	C
124	Time	TI	Time of exit (HH:MM in UTC)	C
125	Target specie(s)	TS	Species to be targeted whilst in zone (Demersal, Pelagic, Scallops, Crabs). List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	CIF not conducting other fishing activities
126	Relevant area sub-declaration	RAS	Geographical location of the vessel. The list of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . (See details of sub-elements and attributes of RAS).	CIF not conducting other fishing activities
127	Position sub-declaration	POS	Position of exit (see details of sub-elements and attributes of POS)	C
128	Catch taken sub-declaration	SPE	Catch taken whilst in zone (see details of sub-elements and attributes of SPE)	O
129				
130	CRO: crossing of zone declaration		If crossing Stock Recovery or Western Water zones	
131	Start of Effort declaration: Crossing of a zone	CRO	Tag indicating start of a declaration on crossing the effort zone (no fishing operation). Only DA TI POS needs to be specified in COE and COX declarations	C
132	Entry in zone declaration	COE	(See details of sub-elements and attributes of COE)	C
133	Exit from zone declaration	COX	(See details of sub-elements and attributes of COX)	C
134				
135	TRZ: trans-zonal fishing declaration		If carrying out Trans-zonal fishing	
136	Start of Effort declaration: Trans-zonal fishing	TRZ	Tag indicating start of a declaration on trans-zonal fishing	C
137	Entry declaration	COE	First entry (see details of sub-elements and attributes of COE)	C
138	Exit declaration	COX	Last exit (see details of sub-elements and attributes of COX)	C
139				
140	INS: inspection declaration		To be provided by the authorities, but not the master	
141	Start of inspection declaration	INS	Tag indicating start of an inspection sub-declaration	O
142	Country of inspection	IC	ISO alpha-3 country code	C
143	Assigned inspector	IA	For each state to provide a 4 digit number identifying their inspector	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
144	Date	DA	Date of inspection (YYYY-MM-DD)	C
145	Time	TI	Time of inspection (HH:MM in UTC)	C
146	Position sub-declaration	POS	Position of inspection (<i>see details of sub-elements and attributes of POS</i>)	C
147				
148	DIS: discard declaration			CIF required (**) (NEAFC, NAFO)
149	Start of Discard declaration	DIS	Tag containing details of fish discarded	C
150	Date	DA	Date of discard (YYYY-MM-DD)	C
151	Time	TI	Time of discard (HH:MM in UTC)	C
152	Position sub-declaration	POS	Position when discarded (<i>see details of sub-elements and attributes of POS</i>)	C
153	Discarded fish sub-declaration	SPE	Discarded fish (<i>see details of sub-elements and attributes of SPE</i>)	C
154				
155	PNO: prior notification of return declaration		To be transmitted prior to return to port or if required by Community rules	CIF required (**)
156	Start of Prior Notification	PNO	Tag indicating start of a Prior Notification declaration	C
157	Predicted date of arrival to port	PD	Intended Date of arrival/crossing (YYYY-MM-DD)	C
158	Predicted time of arrival to port	PT	Intended Time of arrival/crossing (HH:MM in UTC)	C
159	Port name	PO	Port code (2 letter country code (ISO alpha-2 country code) + 3 letter port code). Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
160	Relevant area sub-declaration	RAS	Fishing area to be used for prior notification of cod. List of codes for fishing and effort/conservation areas to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . (<i>See details of sub-elements and attributes of RAS</i>).	CIF in the Baltic sea
161	Predicted date	DA	Intended Date of landing (YYYY-MM-DD) in the Baltic for exiting area	CIF in the Baltic sea
162	Predicted time	TI	Intended Time of landing (HH:MM in UTC) in the Baltic for exiting area	CIF in the Baltic sea
163	Catch on Board sub-declarations (list of species SPE sub-declarations)	SPE	Catch on board (if pelagic need ICES zone). (<i>see details of the sub-declaration SPE</i>)	C
164	Position sub-declaration	POS	Position for entering/leaving area/zone. (<i>See details of sub-elements and attributes of POS</i>).	CIF

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
165				
166	EOF: end of fishing declaration		To be transmitted immediately after last fishing operation and before returning to port and landing fish	
167	Start of Sign off of catch declaration	EOF	Tag indicating completion of fishing operations prior to return to port	C
168	Date	DA	Date signed off (YYYY-MM-DD)	C
169	Time	TI	Time signed off (HH:MM in UTC)	C
170				
171	RTP: return to port declaration		To be transmitted on entry into port, after any PNO declaration and before landing any fish	
172	Start of Return to port declaration	RTP	Tag indicating the return to the harbour at the end of the fishing trip	C
173	Date	DA	Date of return (YYYY-MM-DD)	C
174	Time	TI	Time of return (HH:MM in UTC)	C
175	Port name	PO	Port code (ISO alpha-2 country code + 3 letter port code) list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
176	Reason for return	RE	Reason for returning to port (e.g. sheltering, taking on stores, landing.) The list of reason codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	CIF
177	Gear onboard	GEA	<i>(See details of sub-elements and attributes of GEA).</i>	O
178				
179	LAN: landing declaration		To be transmitted after landing of catch	
180	Start of Landing declaration	LAN	Tag indicating start of a landing declaration	C
181	Date	DA	(YYYY-MM-DD – date of landing)	C
182	Time	TI	HH:MM in UTC – time of landing	C
183	Sender type	TS	3 letter code (MAS: master, REP:his representative,AGE: agent)	C
184	Port name	PO	Port code (2 letter country code (ISO alpha-2 country code) + 3 letter port code). Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
185	Catch landed sub-declaration (list of SPE with PRO sub-declarations)	SPE	Species, fishing areas, landed weights, related gears and presentations <i>(see details of sub-elements and attributes of SPE)</i>	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
186				
187	POS: position sub-declaration			
188	Start of Position sub-declaration	POS	Tag containing coordinates of the geographical position	C
189	Latitude (decimal)	LT	Latitude expressed in accordance with the WGS84 format used for VMS	C
190	Longitude (decimal)	LG	Longitude expressed in accordance with the WGS84 format used for VMS	C
191				
192	GEA: gear deployment sub-declaration			
193	Start of Gear deployment sub-declaration	GEA	Tag containing coordinates of the geographical position	C
194	Gear type	GE	Gear code according to FAO's "International Standard Statistical Classification of the Fishing Gear"	C
195	Mesh Size	ME	Size of mesh (in millimetres)	CIF gear has mesh subject to size requirement
196	Gear Capacity	GC	Gear size and number	CIF required for type of gear deployed
197	Fishing operations	FO	Number of fishing operations (hauls) per 24 hour period	CIF if vessel licensed to fish deep sea stocks
198	Fishing time	DU	Number of hours the gear was deployed	CIF if vessel licensed to fish deep sea stocks
199	Gear shot sub-declaration	GES	Gear shot sub-declaration (<i>see details of sub-elements and attributes of GES</i>)	CIF required (**) (vessel uses static or fixed gear)
200	Gear retrieved sub-declaration	GER	Gear retrieved sub-declaration (<i>see details of sub-elements and attributes of GER</i>)	CIF required (**) (vessel uses static or fixed gear)
201	Gillnet deployment sub-declaration	GIL	Gillnet deployment sub-declaration (<i>see details of sub-elements and attributes of GIL</i>)	CIF vessel has permits for ICES Zones IIIa, Iva, Ivb, Vb, Via, Vib, VIIb, c, j, k and XII
202	Fishing depths	FD	A distance from water surface to the lowest part of the fishing gear (in metres). Applies to vessels using towed gear, long lines and fixed nets	CIF deep sea fishing and in Norwegian waters

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
203	Average number of hooks used on longlines	NH	The average number of hooks used on the long lines	CIF deep sea fishing and in Norwegian waters
204	The average length of the nets	GL	The average length of nets when using fixed nets (in metres)	CIF deep sea fishing and in Norwegian waters
205	The average height of the nets	GD	The average height of nets when using fixed nets (in metres)	CIF deep sea fishing and in Norwegian waters
206				
207	GES: gear shot sub-declaration			CIF required by the rules (**)
208	Start of Position sub-declaration	GES	Tag containing gear shot info	C
209	Date	DA	Date gear shot (YYYY-MM-DD)	C
210	Time	TI	Time gear shot (HH:MM in UTC)	C
211	POS sub-declaration	POS	Position where gear shot (<i>see details of sub-elements and attributes of POS</i>)	C
212				
213	GER: gear retrieved sub-declaration			CIF required by the rules (**)
214	Start of Position sub-declaration	GER	Tag containing gear retrieved info	C
215	Date	DA	Date gear retrieved (YYYY-MM-DD)	C
216	Time	TI	Time gear retrieved (HH:MM in UTC)	C
217	POS sub-declaration	POS	Position where gear retrieved (<i>see details of sub-elements and attributes of POS</i>)	C
218				
219	GIL Gillnet deployment sub-declaration			CIF vessel has permits for ICES Zones IIIa, Iva, Ivb, Vb, Via, Vib, VIIb, c, j, k and XII
220	Start of Gillnet sub-declaration	GIL	Tag starting gillnet deployment	
221	Nominal length of one net	NL	Information required to be recorded during each fishing trip (in metres)	C
222	Number of nets	NN	Number of nets in a fleet	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
223	Number of fleets	FL	Number of fleets deployed	C
224	POS sub –declaration	POS	Position of each fleet deployment (<i>see details of sub-elements and attributes of POS</i>)	C
225	Depth of each fleet deployed	FD	Depth for each fleet deployed (a distance from water surface to the lowest part of the fishing gear)	C
226	Soak time of each fleet deployed	ST	Soak time for each fleet deployed (hours)	C
227				
228	GLS: gear loss sub-declaration		Loss of fixed Gear	CIF required by the rules (**)
229	Start of GLS sub declaration	GLS	Data on fixed gear lost	
230	Date gear lost	DA	Date gear lost (YYYY-MM-DD)	C
231	Number of units	NN	Number of gears lost	CIF
232	POS sub-declaration	POS	Last known position of gear (<i>see details of sub-elements and attributes of POS</i>)	CIF
233				
234	RAS: Relevant area sub declaration	RAS	Relevant area depending on the relevant reporting requirement – at least one field should be filled in. List of codes will be placed at the EC website with a location to be specified.	CIF
235	FAO area	FA	FAO area (e.g. 27)	CIF
236	FAO (ICES) sub-area	SA	FAO (ICES) sub-area (e.g. 3)	CIF
237	FAO (ICES) division	ID	FAO (ICES) division (e.g. d)	CIF
238	FAO (ICES) sub- division	SD	FAO (ICES) sub-division (e.g. 24) (Meaning together with the above 27.3.d.24)	CIF
239	Economic zone	EZ	Economic zone	CIF
240	Ices statistical rectangle	SR	ICES statistical rectangle (e.g. 49E6)	CIF
241	Fishing effort zone	FE	List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm .	CIF
242				
243	SPE: species sub-declaration		Aggregate quantity by species	
244	Start of SPE sub-declaration	SPE	Details of fish caught by species	C
245	Species name	SN	Name of the species (FAO alpha-3 code)	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
246	Weight of fish	WT	Depending on context this item to be either 1. Total weight of fish (in kilograms) in catch period 2. Total weight of fish (in kilograms) on board (aggregate) or 3. Total weight of fish (in kilograms) landed 4. Total weight of fish discarded or used as a life bait	CIF species not counted; in bluefin tuna fishery
247	Number of fish	NF	Number of fish (when catch have to be registered in numbers of fish i.e. salmon, tuna)	CIF salmon, tuna fishery
248	Quantity held in nets	NQ	Estimate of quantity held in nets i.e. not in hold	CIF life tuna
249	Number held in nets	NB	Estimate of number of fish held in nets i.e. not in hold	CIF life tuna
250	Relevant area sub-declaration	RAS	The geographical area in which the majority of the catch was taken. List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm . (See details of sub-elements and attributes of RAS).	C
251	Gear type	GE	Letter code according to FAO's "International Standard Statistical Classification of the Fishing Gear"	CIF landing declaration for certain species and catch areas only
252	Processing sub-declaration	PRO	(See details of sub-elements and attributes of PRO)	CIF for landing (transhipment) declaration
253				
254	PRO: processing sub-declaration		Processing/presentation for each specie landed	
255	Start of Processing sub-declaration	PRO	Tag containing fish processing details	C
256	Fish freshness category	FF	Fish freshness category (A, B, E, V, SO)	CIF Sales Note
257	State of preservation	PS	Letter code for the state of the fish e.g. live, frozen, salted. List of codes to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
258	Presentation of fish	PR	Letter code for the product presentation (reflects manner of processing): use codes found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
259	Processing's type of packaging	TY	3 letter code (CRT=cartons, BOX=boxes, BGS=bags, BLC=blocks)	CIF for TRA, O for LAN
260	Number of packing units	NN	Number of packing units: cartoons, boxes, bags, containers, blocks etc	CIF for TRA, O for LAN
261	Av weight per unit of packing	AW	Product weight (kg)	CIF for TRA, O for LAN
262	Conversion factor	CF	A numerical factor that is applied to convert fish processed weight into fish live weight	O
263				

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
264	Sales note declaration: SAL		SAL is a Sales message	
265	The following attributes need to be specified		A Sale message may be either a Sales Note line or a Take-over line	
266	Start of sales record	SAL	Tag indicating start of sales record	C
267	Vessel's Community Fleet Register number	IR	With format AAAXXXXXXXXXX where A is an uppercase letter being the country of first registration within the EU and X being a letter or a number	C
268	Vessel's call sign	RC	International radio call sign	CIF CFR not up to date
269	Vessel's external identification	XR	Side (hull) number of registration of the vessel that landed the fish	O
270	Country of registration	FS	ISO alpha-3 country code	C
271	Name of vessel	NA	Name of the vessel that landed the fish	O
272	SLI declaration	SLI	<i>(See details of sub-elements and attributes of SLI)</i>	CIF sale
273	TLI declaration	TLI	<i>(See details of sub-elements and attributes of TLI)</i>	CIF take-over
274				
275	SLI: sales line declaration			
276	Start of Sales line declaration	SLI	Tag containing details of a consignment sale	C
277	Date	DA	Date of the sale (YYYY-MM-DD).	C
278	Sale country	SC	Country where the sale took place (ISO alpha-3 country code)	C
279	Sale location	SL	Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
280	Name of seller	NS	Name of auction centre, other body or person selling the fish	C
281	Name of buyer	NB	Name of body or person buying the fish	C
282	Sales contract reference number	CN	Sales contract reference number	O
283	Source document sub-declaration	SRC	<i>(See details of sub-declaration and attributes of SRC)</i>	C
284	Consignment sold sub declaration	CSS	<i>(See details of sub-declaration and attributes of CSS)</i>	C
285				
286	SRC sub declaration		Flag state authorities shall track back the source document based on the vessel's logbook and landing data	
287	Start of Source document sub-declaration	SRC	Tag containing details of the source document for the consignment sold	C

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
288	Date of landing	DL	Date of landing (YYYY-MM-DD).	C
289	Country and Port name	PO	Country and Port name for place of landing. Country Port code list (CCPPP) to be found at: http://ec.europa.eu/fisheries/cfp/control_enforcement/ers_en.htm	C
290				
291	CSS sub-declaration			
292	Start of Consignment sold sub declaration	CSS	Tag containing details of the item sold	C
293	Fish price	FP	Price per Kg	C
294	Currency of sale	CR	Currency of price of sale. - List of currency symbols/ codes will be placed at the EC web site with a location to be specified	C
295	Fish size category	SF	Size of fish (1-8; one size or kg, g, cm, mm or number of fish per kg as appropriate)	CIF
296	Product destination (purpose)	PP	Codes for human consumption, carry-over, industrial purposes	CIF
297	Withdrawn	WD	Withdrawn through a Producers Organisation (Y=yes, N=no, T – temporarily)	C
298	P.O. Use code	OP	List of codes will be placed at the EC web site with a location to be specified	O
299	Species in the consignment	SPE	<i>(See details of sub-elements and attributes of SPE)</i>	C
300	TLI: take-over declaration			
301	Start of TLI declaration	TLI	Tag for details of take-over event	C
302	Date	DA	Date of the take-over (YYYY-MM-DD).	C
303	Take-over country	SC	Country where the Take-over took place (ISO alpha-3 country code)	C
304	Take-over location	SL	Port code or place name (if not in port) where the take-over took place – list to be found at the EC web site with a location to be specified http://ec.europa.eu/fisheries/cfp/control_enforcement_en.htm	C
305	Name of take-over organisation	NT	Name of the organisation that took-over the fish	C
306	Take-over contract reference number	CN	Take-over contract reference number	O
307	SRC sub declaration	SRC	<i>(See details of sub-elements and attributes of SRC)</i>	C
308	Consignment taken over sub declaration	CST	<i>(See details of sub-elements and attributes of CST)</i>	C
309				
310	CST sub declaration			

No	Element or attribute name	Code	Description and content	Compulsory (C)/ Compulsory if (CIF) (*)/ Optional (O) (**)
311	Start of line for each consignment taken over	CST	Tag containing detail line for each species taken over	C
312	Fish size category	SF	Size of fish (1-8; one size or kg, g, cm, mm or number of fish per kg as appropriate)	O
313	Species in the consignment	SPE	<i>(See details of sub-elements and attributes of SPE)</i>	C

NOTES

(*) Compulsory if required by the Community rules, international or bilateral agreements.

(**) When CIF does not apply then attribute is optional.

1. Character set definitions are available at <http://europa.eu.int/idabc/en/chapter/556> used for ERS should be: Western character set (UTF-8)
2. All Codes (or appropriate references) will be listed on the EC Fisheries web site with a location to be specified: http://ec.europa.eu/fisheries/cfp/control_enforcement_en.htm (including codes for corrections, ports, fishing areas, intentions on leaving port, reasons for returning to port, type of fishing/target species, codes on entering conservation/effort zones and other codes or references;
3. All 3 character codes are XML elements (3 character code), all 2 character codes are XML attributes;
4. The XML sample files and the reference XSD definition of the above Annex will be placed on the EC website with a location to be specified.
5. All the weights in the table are expressed in kilograms and, if needed with up to 2 decimals of precision.'

COMMISSION REGULATION (EU) No 600/2010

of 8 July 2010

amending Annex I to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards additions and modification of the examples of related varieties or other products to which the same MRL applies

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in and on food and feed of plant and animal origin and amending Council Directive 91/414/EEC ⁽¹⁾, and in particular Article 4 thereof,

Whereas:

- (1) Several Member States have requested minor modifications and additions in Annex I to Regulation (EC) No 396/2005, in the column 'Examples of related varieties or other products to which the same MRL applies'.
- (2) These modifications and additions are necessary to include in Annex I to Regulation (EC) No 396/2005 new fruits, vegetables and cereals which have become available on the market in the Member States.
- (3) It is appropriate to add the following fruits, vegetables, cereals and animal products: mineola, sloe, arctic bramble, nectar raspberry, physalis, limequats, mangosteen, dragon fruit (red pitaya), tiger nut (chufa), kiwiberry, lovage roots, angelica roots, gentiana roots, tree tomato, gojiberry, wolfberry, choi sum, portuguese

kale, portuguese cabbage, leaves of peas and radish, amaranthus spinach and seeds, agretti, seeds of cucurbitacea other than pumpkin, quinoa, elderflowers, ginkgo leaves, edible flowers, mint and game. Cowberries are moved from the category blueberries into the category cranberries. The Latin name for grapes is changed according to the international nomenclature.

- (4) Regulation (EC) No 396/2005 should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health and neither the European Parliament nor the Council has opposed them,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 396/2005 is replaced by the text in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the 20th day following 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.

Done at Brussels, 8 July 2010.

For the Commission
The President
José Manuel BARROSO

⁽¹⁾ OJ L 70, 16.3.2005, p. 1.

ANNEX

'ANNEX I

Products of plant and animal origin referred to in Article 2(1)

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0100000	1. FRUIT FRESH OR FROZEN; NUTS				
0110000	(i) Citrus fruit				Whole product
0110010		Grapefruit	<i>Citrus paradisi</i>	Shaddocks, pomelos, sweeties, tangelo (except mineola), ugli and other hybrids	
0110020		Oranges	<i>Citrus sinensis</i>	Bergamot, bitter orange, chinotto and other hybrids	
0110030		Lemons	<i>Citrus limon</i>	Citron, lemon	
0110040		Limes	<i>Citrus aurantifolia</i>		
0110050		Mandarins	<i>Citrus reticulata</i>	Clementine, tangerine, mineola and other hybrids	
0110990		Others ⁽³⁾			
0120000	(ii) Tree nuts (shelled or unshelled)				Whole product after removal of shell (except chestnuts)
0120010		Almonds	<i>Prunus dulcis</i>		
0120020		Brazil nuts	<i>Bertholletia excelsa</i>		
0120030		Cashew nuts	<i>Anacardium occidentale</i>		
0120040		Chestnuts	<i>Castanea sativa</i>		
0120050		Coconuts	<i>Cocos nucifera</i>		
0120060		Hazelnuts	<i>Corylus avellana</i>	Filbert	
0120070		Macadamia	<i>Macadamia ternifolia</i>		
0120080		Pecans	<i>Carya illinoensis</i>		
0120090		Pine nuts	<i>Pinus pinea</i>		

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0120100		Pistachios	<i>Pistachia vera</i>		
0120110		Walnuts	<i>Juglans regia</i>		
0120990		Others ⁽³⁾			
0130000	(iii) Pome fruit				Whole product after removal of stems
0130010		Apples	<i>Malus domestica</i>	Crab apple	
0130020		Pears	<i>Pyrus communis</i>	Oriental pear	
0130030		Quinces	<i>Cydonia oblonga</i>		
0130040		Medlar ⁽⁴⁾	<i>Mespilus germanica</i>		
0130050		Loquat ⁽⁴⁾	<i>Eriobotrya japonica</i>		
0130990		Others ⁽³⁾			
0140000	(iv) Stone fruit				Whole product after removal of stems
0140010		Apricots	<i>Prunus armeniaca</i>		
0140020		Cherries	<i>Prunus cerasus</i> , <i>Prunus avium</i>	sweet cherries, sour cherries	
0140030		Peaches	<i>Prunus persica</i>	Nectarines and similar hybrids	
0140040		Plums	<i>Prunus domestica</i>	Damson, greengage, mirabelle, sloe	
0140990		Others ⁽³⁾			
0150000	(v) Berries & small fruit				Whole product after removal of caps/crowns and stems except in the case of currants: fruits with stems
0151000	(a) Table and wine grapes				
0151010		Table grapes	<i>Vitis vinifera</i>		
0151020		Wine grapes	<i>Vitis vinifera</i>		

Code number (1)	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name (2)	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0152000	(b) Strawberries		<i>Fragaria</i> spp.		
0153000	(c) Cane fruit				
0153010		Blackberries	<i>Rubus fruticosus</i>		
0153020		Dewberries	<i>Rubus ceasius</i>	Loganberries, boysenberries, and cloudberries	
0153030		Raspberries	<i>Rubus idaeus</i>	Wineberries, arctic bramble/raspberry, (<i>Rubus arcticus</i>), nectar raspberries (<i>Rubus arcticus</i> x <i>idaeus</i>)	
0153990		Others (3)			
0154000	(d) Other small fruit & berries				
0154010		Blueberries	<i>Vaccinium</i> spp. except <i>V. macrocarpon</i> and <i>V. vitis-idaea</i>	Bilberries	
0154020		Cranberries	<i>Vaccinium macrocarpon</i> and <i>V. vitis-idaea</i>	Cowberries (red bilberries)	
0154030		Currants (red, black and white)	<i>Ribes nigrum</i> , <i>Ribes rubrum</i>		
0154040		Gooseberries	<i>Ribes uva-crispa</i>	Including hybrids with other ribes species	
0154050		Rose hips	<i>Rosa canina</i>		
0154060		Mulberries (4)	<i>Morus</i> spp.	arbutus berry	
0154070		Azarole (4) (mediteranean medlar)	<i>Crataegus azarolus</i>	Kiwiberry (<i>Actinidia arguta</i>)	
0154080		Elderberries (4)	<i>Sambucus nigra</i>	Black chokeberry (appleberry), mountain ash, buckthorn (sea sallowthorn), hawthorn, service berries, and other treeberries	
0154990		Others (3)			
0160000	(vi) Miscellaneous fruit				Whole product after removal of stems, or crown (pineapples)

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0161000	(a) Edible peel				
0161010		Dates	<i>Phoenix dactylifera</i>		
0161020		Figs	<i>Ficus carica</i>		
0161030		Table olives	<i>Olea europaea</i>		
0161040		Kumquats ⁽⁴⁾	<i>Fortunella species</i>	Marumi kumquats, nagami kumquats, limequats (<i>Citrus aurantifolia</i> x <i>Fortunella</i> spp.)	
0161050		Carambola ⁽⁴⁾	<i>Averrhoa carambola</i>	Bilimbi	
0161060		Persimmon ⁽⁴⁾	<i>Diospyros kaki</i>		
0161070		Jambolan ⁽⁴⁾ (java plum)	<i>Syzygium cumini</i>	Java apple (water apple), pomegranate, rose apple, Brazilian cherry, Surinam cherry (grumichama <i>Eugenia uniflora</i>)	
0161990		Others ⁽³⁾			
0162000	(b) Inedible peel, small				
0162010		Kiwi	<i>Actinidia deliciosa</i> syn. <i>A. chinensis</i>		
0162020		Lychee (Litchi)	<i>Litchi chinensis</i>	Pulasan, rambutan (hairy litchi), mangosteen	
0162030		Passion fruit	<i>Passiflora edulis</i>		
0162040		Prickly pear ⁽⁴⁾ (cactus fruit)	<i>Opuntia ficus-indica</i>		
0162050		Star apple ⁽⁴⁾	<i>Chrysophyllum cainito</i>		
0162060		American persimmon ⁽⁴⁾ (Virginia kaki)	<i>Diospyros virginiana</i>	Black sapote, white sapote, green sapote, canistel (yellow sapote), and mammey sapote	
0162990		Others ⁽³⁾			
0163000	(c) Inedible peel, large				

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0163010		Avocados	<i>Persea americana</i>		
0163020		Bananas	<i>Musa x paradisiaca</i>	Dwarf banana, plantain, apple banana	
0163030		Mangoes	<i>Mangifera indica</i>		
0163040		Papaya	<i>Carica papaya</i>		
0163050		Pomegranate	<i>Punica granatum</i>		
0163060		Cherimoya ⁽⁴⁾	<i>Annona cherimola</i>	Custard apple, sugar apple (sweetsop), llama and other medium sized Annonaceae	
0163070		Guava ⁽⁴⁾	<i>Psidium guajava</i>	Red pitaya or dragon fruit (<i>Hylocereus undatus</i>)	
0163080		Pineapples	<i>Ananas comosus</i>		
0163090		Bread fruit ⁽⁴⁾	<i>Artocarpus altilis</i>	Jackfruit	
0163100		Durian ⁽⁴⁾	<i>Durio zibethinus</i>		
0163110		Soursop ⁽⁴⁾ (guanabana)	<i>Annona muricata</i>		
0163990		Others ⁽³⁾			
0200000	2. VEGETABLES FRESH OR FROZEN				
0210000	(i) Root and tuber vegetables				Whole product after removal of tops (if any) and adhering soil by rinsing or brushing
0211000	(a) Potatoes		Tuber form <i>Solanum</i> spp.		
0212000	(b) Tropical root and tuber vegetables				
0212010		Cassava	<i>Manihot esculenta</i>	Dasheen, eddoe (Japanese taro), tannia	

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0212020		Sweet potatoes	<i>Ipomoea batatas</i>		
0212030		Yams	<i>Dioscorea</i> sp.	Potato bean (yam bean), Mexican yam bean	
0212040		Arrowroot ⁽⁴⁾	<i>Maranta arundinacea</i>		
0212990		Others ⁽³⁾ ⁽⁴⁾			
0213000	(c) Other root and tuber vegetables except sugar beet				
0213010		Beetroot	<i>Beta vulgaris</i> subsp. <i>vulgaris</i>		
0213020		Carrots	<i>Daucus carota</i>		
0213030		Celeriac	<i>Apium graveolens</i> var. <i>rapaceum</i>		
0213040		Horseradish	<i>Armoracia rusticana</i>	Angelica roots, lovage roots, gentiana roots	
0213050		Jerusalem artichokes	<i>Helianthus tuberosus</i>		
0213060		Parsnips	<i>Pastinaca sativa</i>		
0213070		Parsley root	<i>Petroselinum crispum</i>		
0213080		Radishes	<i>Raphanus sativus</i> var. <i>sativus</i>	Black radish, Japanese radish, small radish and similar varieties, tiger nut (<i>Cyperus esculentus</i>)	
0213090		Salsify	<i>Tragopogon porrifolius</i>	Scorzonera, Spanish salsify (Spanish oysterplant)	
0213100		Swedes	<i>Brassica napus</i> var. <i>napobrassica</i>		
0213110		Turnips	<i>Brassica rapa</i>		
0213990		Others ⁽³⁾			

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0220000	(ii) Bulb vegetables				Whole product after removal of easily detachable skin and soil (when dry) or roots and soil (when fresh)
0220010		Garlic	<i>Allium sativum</i>		
0220020		Onions	<i>Allium cepa</i>	Silverskin onions	
0220030		Shallots	<i>Allium ascalonicum</i> (<i>Allium cepa</i> var. <i>aggregatum</i>)		
0220040		Spring onions	<i>Allium cepa</i>	Welsh onion and similar varieties	
0220990		Others ⁽³⁾			
0230000	(iii) Fruiting vegetables				Whole product after removal of stems (in case of sweet corn without husks and in case of physalis without sepals)
0231000	(a) Solanacea				
0231010		Tomatoes	<i>Lycopersicon esculentum</i>	Cherry tomatoes, tree tomato, <i>Physalis</i> , gojiberry, wolfberry (<i>Lycium barbarum</i> and <i>L. chinense</i>)	
0231020		Peppers	<i>Capsicum annuum</i> , var. <i>grossum</i> and var. <i>longum</i>	Chilli peppers	
0231030		Aubergines (egg plants)	<i>Solanum melongena</i>	Pepino	
0231040		Okra, lady's fingers	<i>Hibiscus esculentus</i>		
0231990		Others ⁽³⁾			
0232000	(b) Cucurbits — edible peel				
0232010		Cucumbers	<i>Cucumis sativus</i>		
0232020		Gherkins	<i>Cucumis sativus</i>		

Code number ⁽¹⁾	Groups to which the MRLs apply	Examples of individual products within the groups to which the MRLs apply	Scientific Name ⁽²⁾	Examples of related varieties or other products to which the same MRL applies	Parts of the products to which the MRLs apply
0232030		Courgettes	<i>Cucurbita pepo</i> var. <i>melo</i>	Summer squash, marrow (patisson)	
0232990		Others ⁽³⁾			
0233000	(c) Cucurbits—inedible peel				
0233010		Melons	<i>Cucumis melo</i>	Kiwano	
0233020		Pumpkins	<i>Cucurbita maxima</i>	Winter squash	
0233030		Watermelons	<i>Citrullus lanatus</i>		
0233990		Others ⁽³⁾			
0234000	(d) Sweet corn		<i>Zea mays</i> var. <i>sacharata</i>		Kernels plus cob without husks
0239000	(e) Other fruiting vegetables				
0240000	(iv) Brassica vegetables				
0241000	(a) Flowering brassica				Curd only
0241010		Broccoli	<i>Brassica oleracea</i>	Calabrese, Chinese broccoli, broccoli raab	
0241020		Cauliflower	<i>Brassica oleracea</i> var. <i>botrytis</i>		
0241990		Others ⁽³⁾			
0242000	(b) Head brassica				Whole plant after removal of roots and decayed leaves
0242010		Brussels sprouts	<i>Brassica oleracea</i> var. <i>gemmifera</i>		Only cabbage buttons
0242020		Head cabbage	<i>Brassica oleracea</i> convar. <i>capitata</i>	Pointed head cabbage, red cabbage, savoy cabbage, white cabbage	
0242990		Other ⁽³⁾			
0243000	(c) Leafy brassica				Whole plant after removal of roots and decayed leaves

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0243010		Chinese cabbage	<i>Brassica rapa</i> subspecies <i>pekinensis</i> group	Indian (Chinese) mustard, pak choi, Chinese flat cabbage (tai goo choi), choi sum, peking cabbage (pe-tsai),	
0243020		Kale	<i>Brassica oleracea</i> convar. <i>Acephalea</i>	Borecole (curly kale), collards, Portuguese Kale, Portuguese cabbage, cow cabbage	
0243990		Others (3)			
0244000	(d) Kohlrabi		<i>Brassica oleracea</i> convar. <i>acephala</i> , var. <i>gongylodes</i>		Whole product after removal of roots, and adhering soil (if any)
0250000	(v) Leaf vegetables & fresh herbs				Whole product after removal of roots and decayed outer leaves and soil (if any)
0251000	(a) Lettuce and other salad plants including Brassicacea				
0251010		Lamb's lettuce	<i>Valerianella locusta</i>	Italian cornsalad	
0251020		Lettuce	<i>Lactuca sativa</i>	Head lettuce, lollo rosso (cutting lettuce), iceberg lettuce, romaine (cos) lettuce	
0251030		Scarole (broad-leaf endive)	<i>Cichorium endiva</i>	Wild chicory, red-leaved chicory, radicchio, curld leave endive, sugar loaf	
0251040		Cress (4)	<i>Lepidium sativum</i>		
0251050		Land cress (4)	<i>Barbarea verna</i>		
0251060		Rocket, Rucola (4)	<i>Eruca sativa</i> (<i>Diplotaxis</i> spec.)	Wild rocket	
0251070		Red mustard (4)	<i>Brassica juncea</i> var. <i>rugosa</i>		

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0251080		Leaves and sprouts of <i>Brassica</i> spp. ⁽⁴⁾ , including turnip greens	<i>Brassica</i> spp.	Mizuna, leaves of peas and radish and other babyleaf brassica crops (crops harvested up to 8 true leaf stage)	
0251990		Others ⁽³⁾			
0252000	(b) Spinach & similar (leaves)				
0252010		Spinach	<i>Spinacia oleracea</i>	New Zealand spinach, amaranthus spinach	
0252020		Purslane ⁽⁴⁾	<i>Portulaca oleracea</i>	Winter purslane (miner's lettuce), garden purslane, common purslane, sorrel, glassworth, Agretti (<i>Salsola soda</i>)	
0252030		Beet leaves (chard)	<i>Beta vulgaris</i>	Leaves of beetroot	
0252990		Others ⁽³⁾			
0253000	(c) Vine leaves (grape leaves) ⁽⁴⁾		<i>Vitis vinifera</i>		
0254000	(d) Water cress		<i>Nasturtium officinale</i>		
0255000	(e) Witloof		<i>Cichorium intybus</i> var. <i>Foliosum</i>		
0256000	(f) Herbs				
0256010		Chervil	<i>Anthriscus cerefolium</i>		
0256020		Chives	<i>Allium schoenoprasum</i>		
0256030		Celery leaves	<i>Apium graveolens</i> var. <i>seccalinum</i>	Fennel leaves, Coriander leaves, dill leaves, Caraway leaves, lovage, angelica, sweet cicely and other <i>Apiacea</i> leaves	
0256040		Parsley	<i>Petroselinum crispum</i>		
0256050		Sage ⁽⁴⁾	<i>Salvia officinalis</i>	Winter savory, summer savory,	

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0256060		Rosemary (4)	<i>Rosmarinus officinalis</i>		
0256070		Thyme (4)	<i>Thymus</i> spp.	Marjoram, oregano	
0256080		Basil (4)	<i>Ocimum basilicum</i>	Balm leaves, mint, peppermint	
0256090		Bay leaves (4) (laurel)	<i>Laurus nobilis</i>		
0256100		Tarragon (4)	<i>Artemisia dracunculus</i>	Hyssop	
0256990		Others (3)		Edible flowers	
0260000	(vi) Legume vegetables (fresh)				Whole product
0260010		Beans (with pods)	<i>Phaseolus vulgaris</i>	Green bean (french beans, snap beans), scarlet runner bean, slicing bean, yardlong beans	
0260020		Beans (without pods)	<i>Phaseolus vulgaris</i>	Broad beans, Flageolets, jack bean, lima bean, cowpea	
0260030		Peas (with pods)	<i>Pisum sativum</i>	Mangetout (sugar peas, snow peas)	
0260040		Peas (without pods)	<i>Pisum sativum</i>	Garden pea, green pea, chickpea	
0260050		Lentils (4)	<i>Lens culinaris</i> syn. <i>L. esculenta</i>		
0260990		Others (3)			
0270000	(vii) Stem vegetables (fresh)				Whole product after removal of decayed tissue, soil and roots
0270010		Asparagus	<i>Asparagus officinalis</i>		
0270020		Cardoons	<i>Cynara cardunculus</i>		
0270030		Celery	<i>Apium graveolens</i> var. <i>dulce</i>		
0270040		Fennel	<i>Foeniculum vulgare</i>		
0270050		Globe artichokes	<i>Cynara scolymus</i>		Whole flower head including receptacle

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0270060		Leek	<i>Allium porrum</i>		
0270070		Rhubarb	<i>Rheum hybridum</i> x		Stalks after removal of roots and leaves
0270080		Bamboo shoots ⁽⁴⁾	<i>Bambusa vulgaris</i>		
0270090		Palm hearts ⁽⁴⁾	<i>Euterpa oleracea</i> , <i>Cocos nucifera</i> , <i>Bactris gasipaes</i> , <i>daemonorops schmidtiana</i>		
0270990		Others ⁽³⁾			
0280000	(viii) Fungi				Whole product after removal of soil or growing medium
0280010		Cultivated fungi		Common mushroom ⁽⁴⁾ , Oyster mushroom, Shi-take ⁽⁴⁾	
0280020		Wild fungi ⁽⁴⁾		Chanterelle, Truffle, Morel, Cep	
0280990		Others ⁽³⁾			
0290000	(ix) Sea weeds ⁽⁴⁾				Whole product after removal of decayed leaves
0300000	3. PULSES, DRY				dry seeds
0300010		Beans	<i>Phaseolus vulgaris</i>	Broad beans, navy beans, flageolets, jack beans, lima beans, field beans, cowpeas	
0300020		Lentils	<i>Lens culinaris</i> syn. <i>L. esculenta</i>		
0300030		Peas	<i>Pisum sativum</i>	Chickpeas, field peas, chickling vetch	
0300040		Lupins ⁽⁴⁾	<i>Lupinus</i> spp.		
0300990		Others ⁽³⁾			

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0400000	4. OILSEEDS AND OILFRUITS				Whole product after removal of shell, stone and husk when possible
0401000	(i) Oilseeds				
0401010		Linseed	<i>Linum usitatissimum</i>		
0401020		Peanuts	<i>Arachis hypogaea</i>		
0401030		Poppy seed	<i>Papaver somniferum</i>		
0401040		Sesame seed	<i>Sesamum indicum</i> syn. <i>S. orientale</i>		
0401050		Sunflower seed	<i>Helianthus annuus</i>		
0401060		Rape seed	<i>Brassica napus</i>	Bird rapeseed, turnip rape	
0401070		Soya bean	<i>Glycine max</i>		
0401080		Mustard seed	<i>Brassica nigra</i>		
0401090		Cotton seed	<i>Gossypium</i> spp.		undelinted
0401100		Pumpkin seeds ⁽⁴⁾	<i>Cucurbita pepo</i> var. <i>oleifera</i>	Other seeds of <i>cucurbitacea</i>	
0401110		Safflower ⁽⁴⁾	<i>Carthamus tinctorius</i>		
0401120		Borage ⁽⁴⁾	<i>Borago officinalis</i>		
0401130		Gold of pleasure ⁽⁴⁾	<i>Camelina sativa</i>		
0401140		Hempseed ⁽⁴⁾	<i>Cannabis sativa</i>		
0401150		Castor bean	<i>Ricinus communis</i>		
0401990		Others ⁽³⁾			
0402000	(ii) Oilfruits				
0402010		Olives for oil production ⁽⁴⁾	<i>Olea europaea</i>		Whole fruit after removal of stems (if any) after removal of soil (if any)

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0402020		Palm nuts (palmoil kernels) ⁽⁴⁾	<i>Elaeis guineensis</i>		
0402030		Palmfruit ⁽⁴⁾	<i>Elaeis guineensis</i>		
0402040		Kapok ⁽⁴⁾	<i>Ceiba pentandra</i>		
0402990		Others ⁽³⁾			
0500000	5. CEREALS				Whole/grains
0500010		Barley	<i>Hordeum</i> spp.		
0500020		Buckwheat	<i>Fagopyrum esculentum</i>	Amaranthus, quinoa	
0500030		Maize	<i>Zea mays</i>		
0500040		Millet ⁽⁴⁾	<i>Panicum</i> spp.	Foxtail millet, teff	
0500050		Oats	<i>Avena sativa</i>		
0500060		Rice	<i>Oryza sativa</i>		
0500070		Rye	<i>Secale cereale</i>		
050080		Sorghum ⁽⁴⁾	<i>Sorghum bicolor</i>		
050090		Wheat	<i>Triticum aestivum</i> , <i>T. durum</i>	Spelt, triticale	
0500990		Others ⁽³⁾			
0600000	6. TEA, COFFEE, HERBAL INFUSIONS AND COCOA				
0610000	(i) Tea (dried leaves and stalks, fermented or otherwise of <i>Camellia sinensis</i>)	Tea	<i>Camellia sinensis</i>		Whole product
0620000	(ii) Coffee beans ⁽⁴⁾				Green beans
0630000	(iii) Herbal infusions ⁽⁴⁾ (dried)				
0631000	(a) Flowers				Whole flowers after removal of stalks and decayed leaves
0631010		Camomille flowers	<i>Matricaria recutita</i> , <i>Chamaemelum nobile</i>		
0631020		Hybiscus flowers	<i>Hibiscus sabdariffa</i>		

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0631030		Rose petals	<i>Rosa spec.</i>		
0631040		Jasmine flowers	<i>Jasminum officinal,</i>	Elderflowers (<i>Sambucus nigra</i>)	
0631050		Lime (linden)	<i>Tillia cordata</i>		
0631990		Others (3)			
0632000	(b) Leaves				Whole product after removal of roots and decayed leaves
0632010		Strawberry leaves	<i>Fragaria spp.</i>		
0632020		Rooibos leaves	<i>Aspalathus spec.</i>	Ginkgo leaves	
0632030		Maté	<i>Ilex paraguayensis</i>		
0632990		Others (3)			
0633000	(c) Roots				Whole product after removal of tops and adhering soil by rinsing or brushing
0633010		Valerian root	<i>Valeriana officinalis</i>		
0633020		Ginseng root	<i>Panax ginseng</i>		
0633990		Others (3)			
0639000	(d) Other herbal infusions				
0640000	(iv) Cocoabeans (4) (fermented or dried)		<i>Theobroma cacao</i>		Beans after removal of shells
0650000	(v) Carob (4) (St Johns bread)		<i>Ceratonia siliqua</i>		Whole product after removal of stems or the crown
0700000	7. HOPS (dried), including hop pellets and unconcentrated powder		<i>Humulus lupulus</i>		Dried cones
0800000	8. SPICES (4)				Whole product, dry
0810000	(i) Seeds				
0810010		Anise	<i>Pimpinella anisum</i>		

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0810020		Black caraway	<i>Nigella sativa</i>		
0810030		Celery seed	<i>Apium graveolens</i>	Lovage seed	
0810040		Coriander seed	<i>Coriandrum sativum</i>		
0810050		Cumin seed	<i>Cuminum cyminum</i>		
0810060		Dill seed	<i>Anathum graveolens</i>		
0810070		Fennel seed	<i>Foeniculum vulgare</i>		
0810080		Fenugreek	<i>Trigonella foenum-graecum</i>		
0810090		Nutmeg	<i>Myristica fragans</i>		
0810990		Others ⁽³⁾			
0820000	(ii) Fruits and berries				
0820010		Allspice	<i>Pimenta dioica</i>		
0820030		Anise pepper (Japan pepper)	<i>Zanthoosylum piperitum</i>		
0820040		Caraway	<i>Carum carvi</i>		
0820050		Cardamom	<i>Elettaria cardamomum</i>		
0820110		Juniper berries	<i>Juniperus communis</i>		
0820120		Pepper, black and white	<i>Piper nigrum</i>	Long pepper, pink pepper	
0820130		Vanilla pods	<i>Vanilla fragrans</i> syn. <i>Vanilla planifolia</i>		
0820140		Tamarind	<i>Tamarindus indica</i>		
0820990		Others ⁽³⁾			
0830000	(iii) Bark				
0830010		Cinnamon	<i>Cinnamomum verum</i> syn. <i>C. zeylanicum</i>	Cassia	
0830990		Others ⁽³⁾			

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0840000	(iv) Roots or rhizome				
0840010		Liquorice	<i>Glycyrrhiza glabra</i>		
0840020		Ginger	<i>Zingiber officinale</i>		
0840030		Turmeric (Curcuma)	<i>Curcuma</i> spp.		
0840040		Horseradish	<i>Armoracia rusticana</i>		
0840990		Others ⁽³⁾			
0850000	(v) Buds				
0850010		Cloves	<i>Syzygium aromaticum</i>		
0850020		Capers	<i>Capparis spinosa</i>		
0850990		Others ⁽³⁾			
0860000	(vi) Flower stigma				
0860010		Saffron	<i>Crocus sativus</i>		
0860990		Others ⁽³⁾			
0870000	(vii) Aril				
0870010		Mace	<i>Myristica fragrans</i>		
0870990		Others ⁽³⁾			
0900000	9. SUGAR PLANTS ⁽⁴⁾				
0900010		Sugar beet (root)	<i>Beta vulgaris</i>		Whole product after removal of tops and adhering soil by rinsing or brushing
0900020		Sugar cane	<i>Saccharum officinarum</i>		Whole product after removal of decayed tissue, soil and roots
0900030		Chicory ⁽⁴⁾ roots	<i>Cichorium intybus</i>		Whole product after removal of tops and adhering soil by rinsing or brushing
0900990		Others ⁽³⁾			

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1000000	10. PRODUCTS OF ANIMAL ORIGIN-TERRESTRIAL ANIMALS				
1010000	(i) Meat, preparations of meat, offals, blood, animal fats fresh chilled or frozen, salted, in brine, dried or smoked or processed as flours or meals; other processed products such as sausages and food preparations based on these				Whole product or the fat fraction only ⁽⁵⁾
1011000	(a) Swine		<i>Sus scrofa</i>		
1011010		Meat			
1011020		Fat free of lean meat			
1011030		Liver			
1011040		Kidney			
1011050		Edible offal			
1011990		Others ⁽³⁾			
1012000	(b) Bovine		<i>Bos spec.</i>		
1012010		Meat			
1012020		Fat			
1012030		Liver			
1012040		Kidney			
1012050		Edible offal			
1012990		Others ⁽³⁾			
1013000	(c) Sheep		<i>Ovis aries</i>		
1013010		Meat			
1013020		Fat			
1013030		Liver			
1013040		Kidney			

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1013050		Edible offal			
1013990		Others (3)			
1014000	(d) Goat		<i>Capra hircus</i>		
1014010		Meat			
1014020		Fat			
1014030		Liver			
1014040		Kidney			
1014050		Edible offal			
1014990		Others (3)			
1015000	(e) Horses, asses, mules or hinnies		<i>Equus spec.</i>		
1015010		Meat			
1015020		Fat			
1015030		Liver			
1015040		Kidney			
1015050		Edible offal			
1015990		Others (3)			
1016000	(f) Poultry —chicken, geese, duck, turkey and Guinea fowl —, ostrich, pigeon		<i>Gallus gallus,</i> <i>Anser anser,</i> <i>Anas platyrhynchos,</i> <i>Meleagris gallopavo,</i> <i>Numida meleagris,</i> <i>Coturnix coturnix,</i> <i>Struthio camelus,</i> <i>Columba sp.</i>		
1016010		Meat			
1016020		Fat			
1016030		Liver			
1016040		Kidney			
1016050		Edible offal			
1016990		Others (3)			

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1017000	(g) Other farm animals			Rabbit, Kangaroo, game	
1017010		Meat			
1017020		Fat			
1017030		Liver			
1017040		Kidney			
1017050		Edible offal			
1017990		Others ⁽³⁾			
1020000	(ii) Milk and cream, not concentrated, nor containing added sugar or sweetening matter, butter and other fats derived from milk, cheese and curd				Whole product or the fat fraction only ⁽⁶⁾
1020010		Cattle			
1020020		Sheep			
1020030		Goat			
1020040		Horse			
1020990		Others ⁽³⁾			
1030000	(iii) Birds' eggs, fresh preserved or cooked; Shelled eggs and egg yolks fresh, dried, cooked by steaming or boiling in water, moulded, frozen or otherwise preserved whether or not containing added sugar or sweetening matter				Whole product or the fat fraction only ⁽⁷⁾
1030010		Chicken			
1030020		Duck			
1030030		Goose			
1030040		Quail			
1030990		Others ⁽³⁾			
1040000	(iv) Honey		<i>Apis mellifera</i> , <i>Melipona</i> spec.	Royal jelly, pollen	
1050000	(v) Amphibians and reptiles		<i>Rana</i> spec. <i>Crocodylia</i> spec.	Frog legs, crocodiles	

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1060000	(vi) Snails		<i>Helix spec.</i>		Whole product after removal of the shell
1070000	(vii) Other terrestrial animal products				
1100000	11. FISH, FISH PRODUCTS, SHELL FISH, MOLLUSCS AND OTHER MARINE AND FRESHWATER FOOD PRODUCTS ⁽⁸⁾				
1200000	12. CROPS OR PARTS OF CROPS EXCLUSIVELY USED FOR ANIMAL FEED ⁽⁸⁾				

⁽¹⁾ The code number is introduced by this Annex and is intended to set a classification under this and other related Annexes of Regulation (EC) No 396/2005.

⁽²⁾ The scientific name of the items listed in the column "Examples of individual products within the groups to which the MRLs apply", where possible and relevant, is mentioned. As much as possible the International System of Nomenclature is followed.

⁽³⁾ The word "others" covers anything not explicitly mentioned under the rest of the codes within "Groups to which the MRLs apply".

⁽⁴⁾ MRLs in Annex II and III for the product apply only for the product when used for human consumption. For parts of the product used exclusively as ingredients for animal feed, separate MRLs will be applicable.

⁽⁵⁾ Where the pesticide and/or metabolites (included in the residue definition) is/are water soluble ($\log P_{ow}$ less than 3) the MRL is expressed as mg/kg of meat (including fat), preparations of meat, offal and animal fats. Where the pesticide and/or metabolite (included in the residue definition) is/are fat soluble ($\log P_{ow}$ greater than or equal to 3) the MRL is expressed as mg/kg of fat contained in the meat, preparations of meat, offal and animal fats. In the case of foodstuffs with a fat content of 10 % or less by weight, the residue is related to the total weight of the boned foodstuff. In such cases, the maximum level is one-tenth of the value related to fat content, but must be no less than 0,01 mg/kg. The latter does not apply when the MRL is set at the LOD.

⁽⁶⁾ Where the pesticide and/or metabolites (included in the residue definition) is/are water soluble ($\log P_{ow}$ less than 3) the MRL is expressed as mg/kg of milk and milk products. Where the pesticide and/or metabolite (included in the residue definition) is/are fat soluble ($\log P_{ow}$ greater than or equal to 3) the MRL is expressed as mg/kg of cow's milk and whole cream cow's milk. In determining the residues in raw cow's milk and whole cream cow's milk, a fat content of 4 % by weight should be taken as a basis. For raw milk and whole cream milk of another animal origin the residues are expressed on the basis of the fat. For the other foodstuffs listed with a fat content of less than 2 % by weight, the maximum level is taken as half that set for raw milk and whole cream milk, with a fat content of 2 % or more by weight, the maximum level is expressed in mg/kg of fat. In such cases, the maximum level is 25 times that set for raw milk and whole cream milk. The latter does not apply when the MRL is set at the LOD.

⁽⁷⁾ Where the pesticide and/or metabolites (included in the residue definition) is/are water soluble ($\log P_{ow}$ less than 3) the MRL is expressed as mg/kg of shelled fresh eggs, for bird's eggs and egg yolks; Where the pesticide/or metabolite (included in the residue definition) is/are fat soluble ($\log P_{ow}$ greater than or equal to 3) the MRL is also expressed as mg/kg of shelled fresh eggs, for bird's eggs and egg yolks. However, for eggs and egg products with a fat content higher than 10 %, the maximum level is expressed in mg/kg fat. In this case, the maximum level is 10 times higher than the maximum level for fresh eggs. The latter does not apply when the MRL is set at the LOD.

⁽⁸⁾ MRLs not applicable until the individual products are identified and listed.

COMMISSION REGULATION (EU) No 601/2010**of 8 July 2010****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,Having regard to Commission Regulation (EC) No 1580/2007 of 21 December 2007 laying down implementing rules for Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the fruit and vegetable sector ⁽²⁾, and in particular Article 138(1) thereof,

Whereas:

Regulation (EC) No 1580/2007 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XV, Part A thereto,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 138 of Regulation (EC) No 1580/2007 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 July 2010.

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

Done at Brussels, 8 July 2010.

*For the Commission,
On behalf of the President,
Jean-Luc DEMARTY
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 350, 31.12.2007, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MK	65,6
	TR	50,2
	ZZ	57,9
0707 00 05	MK	41,0
	TR	120,5
	ZZ	80,8
0709 90 70	TR	102,1
	ZZ	102,1
0805 50 10	AR	104,4
	TR	111,6
	UY	91,0
	ZA	87,2
	ZZ	98,6
0808 10 80	AR	118,8
	BR	91,1
	CA	119,1
	CL	104,9
	CN	66,0
	NZ	115,0
	US	110,3
	UY	116,3
	ZA	98,9
	ZZ	104,5
	0808 20 50	AR
CL		110,3
CN		98,4
NZ		148,7
ZA		101,1
ZZ		111,6
0809 10 00	TR	218,9
	ZZ	218,9
0809 20 95	TR	287,7
	US	511,3
	ZZ	399,5
0809 30	AR	137,1
	TR	164,8
	ZZ	151,0
0809 40 05	IL	131,9
	ZZ	131,9

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION REGULATION (EU) No 602/2010

of 8 July 2010

fixing the minimum selling price for butter for the third individual invitation to tender within the tendering procedure opened by Regulation (EU) No 446/2010

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products ('Single CMO Regulation') ⁽¹⁾, and in particular Article 43(j), in conjunction with Article 4 thereof,

Whereas:

- (1) Commission Regulation (EU) No 446/2010 ⁽²⁾ has opened the sales of butter by a tendering procedure, in accordance with the common conditions provided for in Commission Regulation (EU) No 1272/2009 of 11 December 2009 laying down common detailed rules for the implementation of Council Regulation (EC) No 1234/2007 as regards buying-in and selling of agricultural products under public intervention ⁽³⁾.
- (2) In the light of the tenders received in response to individual invitations to tender, the Commission should fix a minimum selling price or should decide not to fix a

minimum selling price, in accordance with Article 46(1) of Regulation (EU) No 1272/2009.

- (3) In the light of the tenders received for the third individual invitation to tender, a minimum selling price should be fixed.
- (4) The Management Committee for the Common Organisation of Agricultural Markets has not delivered an opinion within the time limit set by its Chair,

HAS ADOPTED THIS REGULATION:

Article 1

For the third individual invitation to tender for selling of butter within the tendering procedure opened by Regulation (EU) No 446/2010, in respect of which the time limit for the submission of tenders expired on 6 July 2010, the minimum selling price for butter shall be EUR 361,00/100 kg.

Article 2

This Regulation shall enter into force on 9 July 2010.

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

Done at Brussels, 8 July 2010.

*For the Commission,
On behalf of the President,
Jean-Luc DEMARTY
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 126, 22.5.2010, p. 17.

⁽³⁾ OJ L 349, 29.12.2009, p. 1.

COMMISSION REGULATION (EU) No 603/2010**of 8 July 2010****not fixing a minimum selling price in response to the third individual invitation to tender for the sale of skimmed milk powder within the tendering procedure opened by Regulation (EU) No 447/2010**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾, and in particular Article 43(j), in conjunction with Article 4 thereof,

Whereas:

- (1) Commission Regulation (EU) No 447/2010 ⁽²⁾ has opened the sales of skimmed milk powder by a tendering procedure, in accordance with the conditions provided for in Commission Regulation (EU) No 1272/2009 of 11 December 2009 laying down common detailed rules for the implementation of Council Regulation (EC) No 1234/2007 as regards buying-in and selling of agricultural products under public intervention ⁽³⁾.
- (2) In the light of the tenders received in response to individual invitations to tender, the Commission should fix a

minimum selling price or should decide not to fix a minimum selling price, in accordance with Article 46(1) of Regulation (EU) No 1272/2009.

- (3) In the light of the tenders received for the third individual invitation to tender, no minimum selling price should be fixed.
- (4) The Management Committee for the Common Organisation of Agricultural Markets has not delivered an opinion within the time limit set by its Chair,

HAS ADOPTED THIS REGULATION:

Article 1

For the third individual invitation to tender for selling of skimmed milk powder within the tendering procedure opened by Regulation (EU) No 447/2010, in respect of which the time limit for the submission of tenders expired on 6 July 2010, no minimum selling price for skimmed milk powder shall be fixed.

Article 2

This Regulation shall enter into force on 9 July 2010.

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

Done at Brussels, 8 July 2010.

*For the Commission,
On behalf of the President,*

Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 126, 22.5.2010, p. 19.

⁽³⁾ OJ L 349, 29.12.2009, p. 1.

COMMISSION REGULATION (EU) No 604/2010**of 8 July 2010****amending the representative prices and additional import duties for certain products in the sugar sector fixed by Regulation (EC) No 877/2009 for the 2009/10 marketing year**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (single CMO Regulation) ⁽¹⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular Article 36(2), second subparagraph, second sentence thereof,

Whereas:

(1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2009/10 marketing year are fixed by Commission Regulation (EC) No 877/2009 ⁽³⁾. These prices and duties have been last amended by Commission Regulation (EU) No 592/2010 ⁽⁴⁾.

(2) The data currently available to the Commission indicate that those amounts should be amended in accordance with the rules and procedures laid down in Regulation (EC) No 951/2006,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties applicable to imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EC) No 877/2009 for the 2009/10, marketing year, are hereby amended as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 9 July 2010.

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

Done at Brussels, 8 July 2010.

*For the Commission,
On behalf of the President,*

Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 253, 25.9.2009, p. 3.

⁽⁴⁾ OJ L 170, 6.7.2010, p. 33.

ANNEX

Amended representative prices and additional import duties applicable to white sugar, raw sugar and products covered by CN code 1702 90 95 from 9 July 2010

(EUR)

CN code	Representative price per 100 kg net of the product concerned	Additional duty per 100 kg net of the product concerned
1701 11 10 ⁽¹⁾	41,21	0,00
1701 11 90 ⁽¹⁾	41,21	2,54
1701 12 10 ⁽¹⁾	41,21	0,00
1701 12 90 ⁽¹⁾	41,21	2,24
1701 91 00 ⁽²⁾	47,03	3,36
1701 99 10 ⁽²⁾	47,03	0,23
1701 99 90 ⁽²⁾	47,03	0,23
1702 90 95 ⁽³⁾	0,47	0,23

⁽¹⁾ For the standard quality defined in point III of Annex IV to Regulation (EC) No 1234/2007.

⁽²⁾ For the standard quality defined in point II of Annex IV to Regulation (EC) No 1234/2007.

⁽³⁾ Per 1 % sucrose content.

DECISIONS

COMMISSION DECISION

of 7 July 2010

amending Decision 2008/840/EC as regards emergency measures to prevent the introduction into the Union of *Anoplophora chinensis* (Forster)

(notified under document C(2010) 4546)

(2010/380/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular the fourth sentence of Article 16(3) thereof,

Whereas:

- (1) Commission Decision 2008/840/EC of 7 November 2008 on emergency measures to prevent the introduction into and the spread within the Community of *Anoplophora chinensis* (Forster)⁽²⁾ requires Member States to adopt measures to prevent the introduction and spread within the Union of *Anoplophora chinensis* (Forster).
- (2) A mission carried out by the Commission in China from 9 to 20 February 2009 showed that the application of the emergency measures provided for by Decision 2008/840/EC was not fully satisfactory as regards the production and supervision of plants falling within the scope of that Decision, hereinafter 'specified plants'.
- (3) The Commission contacted China on 3 July 2009 explaining the conclusions drawn on the basis of that mission.
- (4) On 29 September 2009, China presented a series of measures which would improve the control of *Anoplophora chinensis* (Forster) as regards the production of specified plants destined for export to the Union. In

particular, China has conducted a procedure of registration of the places of production for exports to the Union. It has restricted the number of places of production from which specified plants may be exported to the Union to places of production that had been registered by its national plant protection organisation as in compliance with point (1)(b) of Section I(B) of Annex I to Decision 2008/840/EC, as amended. This register was notified to the Commission on the same day. China further announced the adoption of measures in case *Anoplophora chinensis* (Forster) would be found at one of the registered places of production, including the removal of the place of production concerned from the register under certain circumstances. The Commission communicated the information received from China to the Member States.

- (5) On 23 December 2009, the Commission informed China of its expectations that findings of *Anoplophora chinensis* (Forster) must lead to an automatic removal of the place of production concerned from the register.
- (6) No more findings concerning specified plants imported from China were reported until end of February 2010. However, the Netherlands reported on 1 and 3 March 2010 findings of *Anoplophora chinensis* (Forster) on specified plants originating from two places of production included in the register.
- (7) On 25 March 2010, China communicated to the Commission that it has undertaken to keep the register that it communicated to the Commission on 29 September 2009 up-to-date by, inter alia, promptly removing from the register the two mentioned places of production and to make the updated versions of the register available to the Commission.
- (8) It is necessary to adapt the measures provided for by Decision 2008/840/EC as regards imports of specified plants from China to take into account these developments.

⁽¹⁾ OJ L 169, 10.7.2000, p. 1.

⁽²⁾ OJ L 300, 11.11.2008, p. 36.

- (9) As most of the interceptions on specified plants imported from China have been reported on plants of the species *Acer* spp., it is appropriate to ban their import for two years taking into account the life cycle of the insect.
- (10) In addition to the requirements applicable to specified plants imported from third countries where *Anoplophora chinensis* (Forster) is present, specified plants originating in China should only be imported if they come from a place of production which is listed in the register of places of production in China established by the Chinese national plant protection organisation. Member States should be kept informed by the Commission of any update to this register by the Chinese authorities. Where a place of production is removed from the register by the Chinese authorities, specified plants grown at that place of production should not be imported into the Union for two years from the date when the Commission informs the Member States of that update.
- (11) Where the Commission has evidence that a place of production listed in the register no longer complies with point (1)(b) of Section I(B) of Annex I to Decision 2008/840/EC or that *Anoplophora chinensis* (Forster) has been found on specified plants imported from such a place of production, it should communicate that information to the Member States. Following that communication specified plants originating from that place of production should not be imported into the Union for two years from the date when the Commission informs the Member States of the non-compliance, irrespective of the action taken by China to update the register.
- (12) It is necessary that a place of production situated in a pest free area in a third country, as referred to in point (1)(a) of Section I of Annex I to Decision 2008/840/EC as it stands, be registered and supervised by the national plant protection organisation of that country.
- (13) Taking into account the results of recent inspections of specified plants, carried out at the point of entry or at the place of destination, in accordance with point (2) of Section I of Annex I to Decision 2008/840/EC as it stands, it is also necessary that destructive sampling be part of the inspection in third countries immediately prior to export and of the inspection in accordance with the provisions referred to.
- (14) Decision 2008/840/EC should therefore be amended accordingly.
- (15) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DECISION:

Article 1

1. Article 2 of Decision 2008/840/EC is replaced by the following:

'Article 2

Import of the specified plants from third countries except China

As regards imports from third countries where *Anoplophora chinensis* (Forster) is known to be present, other than China, specified plants may only be introduced into the Union if they fulfil the following conditions:

- (a) they comply with the specific import requirements as set out in point (1) of Section I(A) of Annex I;
- (b) without prejudice to Article 13a(1) of Directive 2000/29/EC, on entry into the Union they are inspected by the responsible official body in accordance with point (2) of Section I(A) of Annex I to this Decision for the presence of *Anoplophora chinensis* (Forster), and no signs of that organism have been found.

Article 2a

Import of the specified plants from China

1. As regards imports from China, specified plants may only be introduced into the Union if they fulfil the following conditions:

- (a) they comply with the specific import requirements as set out in point (1) of Section I(B) of Annex I;
- (b) without prejudice to Article 13a(1) of Directive 2000/29/EC, on entry into the Union they are inspected by the responsible official body in accordance with point (2) of Section I(B) of Annex I to this Decision for the presence of *Anoplophora chinensis* (Forster), and no signs of that organism have been found;
- (c) the place of production of those plants:
 - (i) is designated by a unique registration number assigned by the national plant protection organisation of China;
 - (ii) is included in the most recent version of the register communicated by the Commission to the Member States in accordance with paragraph 3;
 - (iii) has not, within the previous two years, been the subject of a communication by the Commission to the Member States of the removal from the register in accordance with paragraph 3; and

(iv) has not, within the previous two years, been the subject of a communication by the Commission to the Member States as referred to in paragraph 4 or 5.

2. However, plants of *Acer* spp. shall not be introduced into the Union until 30 April 2012.

From 1 May 2012, paragraph 1 shall apply to plants of *Acer* spp.

3. The Commission shall communicate to the Member States the register of places of production in China which its national plant protection organisation has established as in compliance with point (1)(b) of Section I(B) of Annex I.

Where that organisation updates the register by removing a place of production either because that organisation has found that the place of production no longer complies with point (1)(b) of Section I(B) of Annex I or because the Commission has informed China of evidence of the presence of *Anoplophora chinensis* (Forster) at import of specified plants from one of those places of production, and China makes the updated version of the register available to the Commission, the Commission shall communicate the updated version of the register to the Member States through internet based information pages.

Where that organisation updates the register by including a place of production because that organisation has found that the place of production complies with point (1)(b) of Section I(B) of Annex I and China makes the updated version of the register available to the Commission as well as the necessary explanatory information, the Commission shall communicate that updated version and, where appropriate, that explanatory information to the Member States through internet based information pages.

Through internet based information pages, the Commission shall make the register and its updates available to the public.

4. Where during an inspection at a registered place of production, as set out in points (ii), (iii) and (iv) of point (1)(b) of Section I(B) of Annex I, the Chinese plant protection organisation finds evidence of the presence of *Anoplophora chinensis* (Forster) and the Commission is notified of that finding by China, the Commission shall immediately communicate that finding to the Member States through internet based information pages.

Through internet based information pages, the Commission shall also make this information available to the public.

5. Where the Commission has evidence from sources other than those referred to in paragraphs 3 and 4 that a place of production listed in the register does not comply with point (1)(b) of Section I(B) of Annex I or that *Anoplophora chinensis* (Forster) has been found on specified plants imported from such a place of production, it shall communicate the information concerning that place of production to the Member States through internet based information pages.

Through internet based information pages, the Commission shall also make this information available to the public.

2. Annex I to Decision 2008/840/EC is amended in accordance with the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 7 July 2010.

For the Commission

John DALLI

Member of the Commission

ANNEX

Section I of Annex I to Decision 2008/840/EC is replaced by the following:

I. Specific import requirements**A — Imports from third countries except China**

- (1) Without prejudice to the provisions listed in Annex III, Part A(9, 16, 18) and Annex IV, Part A(l)(14, 15, 17, 18, 19.2, 20, 22.1, 22.2, 23.1, 23.2, 32.1, 32.3, 33, 34, 36.1, 39, 40, 43, 44, 46) to Directive 2000/29/EC, specified plants originating in third countries, other than China, where *Anoplophora chinensis* (Forster) is known to be present shall be accompanied by a certificate as referred to in Article 13(1) of that Directive which states under the rubric "Additional Declaration":
- (a) that the plants have been grown throughout their life in a place of production which is registered and supervised by the national plant protection organisation in the country of origin and situated in a pest-free area established by that organisation in accordance with relevant International Standards for Phytosanitary Measures. The name of the pest-free area shall be mentioned under the rubric "place of origin"; or
 - (b) that the plants have been grown, during a period of at least two years prior to export, in a place of production established as free from *Anoplophora chinensis* (Forster) in accordance with International Standards for Phytosanitary Measures:
 - (i) which is registered and supervised by the national plant protection organisation in the country of origin; and
 - (ii) which has been subjected annually to at least two official inspections for any signs of *Anoplophora chinensis* (Forster) carried out at appropriate times and no signs of the organism have been found; and
 - (iii) where the plants have been grown in a site:
 - with complete physical protection against the introduction of *Anoplophora chinensis* (Forster), or
 - with the application of appropriate preventive treatments and surrounded by a buffer zone with a radius of at least two km where official surveys for the presence or signs of *Anoplophora chinensis* (Forster) are carried out annually at appropriate times. In case signs of *Anoplophora chinensis* (Forster) are found, eradication measures are immediately taken to restore the pest freedom of the buffer zone; and
 - (iv) where immediately prior to export consignments of the plants have been subjected to an official meticulous inspection, for the presence of *Anoplophora chinensis* (Forster), in particular in roots and stems of the plants. This inspection should include targeted destructive sampling. The size of the sample for inspection shall be as such as to enable at least the detection of 1 % level of infestation with a level of confidence of 99 %.
- (2) Specified plants imported in accordance with point (1) shall be meticulously inspected at the point of entry or the place of destination established in accordance with Commission Directive 2004/103/EC (*). Inspection methods applied shall ensure the detection of any signs of *Anoplophora chinensis* (Forster), in particular in roots and stems of the plants. This inspection should include targeted destructive sampling. The size of the sample for inspection shall be as such as to enable at least the detection of 1 % level of infestation with a level of confidence of 99 %.

B — Imports from China

- (1) Without prejudice to the provisions listed in Annex III, Part A(9, 16, 18) and Annex IV, Part A(l)(14, 15, 17, 18, 19.2, 20, 22.1, 22.2, 23.1, 23.2, 32.1, 32.3, 33, 34, 36.1, 39, 40, 43, 44, 46) to Directive 2000/29/EC, specified plants originating in China shall be accompanied by a certificate as referred to in Article 13(1) of that Directive which states under the rubric "Additional Declaration":
- (a) that the plants have been grown throughout their life in a place of production which is registered and supervised by the national plant protection organisation of China and situated in a pest-free area established by that organisation in accordance with relevant International Standards for Phytosanitary Measures. The name of the pest-free area shall be mentioned under the rubric "place of origin"; or
 - (b) that the plants have been grown, during a period of at least two years prior to export, in a place of production established as free from *Anoplophora chinensis* (Forster) in accordance with International Standards for Phytosanitary Measures:

- (i) which is registered and supervised by the national plant protection organisation; and
- (ii) which has been subjected annually to at least two official inspections for any signs of *Anoplophora chinensis* (Forster) carried out at appropriate times and no signs of the organism have been found; and
- (iii) where the plants have been grown in a site:
 - with complete physical protection against the introduction of *Anoplophora chinensis* (Forster); or
 - with the application of appropriate preventive treatments and surrounded by a buffer zone with a radius of at least two km where official surveys for the presence or signs of *Anoplophora chinensis* (Forster) are carried out annually at appropriate times. In case signs of *Anoplophora chinensis* (Forster) are found, eradication measures are immediately taken to restore the pest freedom of the buffer zone; and
- (iv) where immediately prior to export consignments of the plants have been subjected to an official meticulous inspection, including targeted destructive sampling on each lot, for the presence of *Anoplophora chinensis* (Forster), in particular in roots and stems of the plants;

The size of the sample for inspection shall be such as to enable at least the detection of 1 % level of infestation with a level of confidence of 99 %.

- (c) the registration number of the place of production.
- (2) Specified plants imported in accordance with point (1) shall be meticulously inspected at the point of entry or the place of destination established in accordance with Directive 2004/103/EC. Inspection methods applied, including targeted destructive sampling on each lot, shall ensure the detection of any signs of *Anoplophora chinensis* (Forster), in particular in roots and stems of the plants. The size of the sample for inspection shall be such as to enable at least the detection of 1 % level of infestation with a level of confidence of 99 %.

The destructive sampling referred to in the first paragraph shall be carried out at the level set out in the following table:

Number of plants in the lot	Level of destructive sampling (number of plants to be cut)
1 – 4 500	10 % of lot size
> 4 500	450

(*) OJ L 313, 12.10.2004, p. 16.

COMMISSION DECISION

of 8 July 2010

on emergency measures applicable to consignments of aquaculture products imported from India and intended for human consumption*(notified under document C(2010) 4563)***(Text with EEA relevance)**

(2010/381/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety⁽¹⁾, and in particular Article 53(1)(b)(ii) thereof,

Whereas:

- (1) Regulation (EC) No 178/2002 lays down the general principles governing food and feed in general, and food and feed safety in particular, at Union and national level. It provides for emergency measures where it is evident that food or feed imported from a third country is likely to constitute a serious risk to human health, animal health or the environment, and that such risk cannot be contained satisfactorily by means of measures taken by the Member State(s) concerned.
- (2) Council Directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products⁽²⁾ provides that the production process of animals and primary products of animal origin is to be monitored for the purpose of detecting the presence of certain residues and substances in live animals, their excrements and body fluids and in tissue, animal products, animal feed and drinking water.
- (3) Commission Decision 2002/657/EC of 12 August 2002 implementing Council Directive 96/23/EC concerning the performance of analytical methods and the interpretation of results⁽³⁾ provides rules for the analytical methods to be used in the testing of official samples taken pursuant to Directive 96/23/EC and specifies common criteria for the interpretation of analytical results of official control laboratories for such samples.

- (4) Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin⁽⁴⁾ lays down rules and procedures for the classification of pharmacologically active substances and for establishing the maximum concentration of residues of such substances which may be permitted in food of animal origin.
- (5) In addition, Regulation (EC) No 470/2009 lays down rules and procedures in order to establish the level of residues of a pharmacologically active substance for control reasons in the case of certain substances for which a maximum residue limit has not been laid down in accordance with that Regulation.
- (6) The results of a Commission inspection to India in September 2009 have revealed shortcomings as regards the residue control system in aquaculture products and a lack of appropriate laboratory capacity for detecting certain pharmacologically active substances in such products, as required by Directive 96/23/EC and by Decision 2002/657/EC.
- (7) Following that inspection, India has submitted an action plan and guarantees addressing the recommendations in the inspection report. Pending the full implementation of that plan and of those guarantees, the risk remains that aquaculture products originating from India contain residues of certain pharmacologically active substances. Further measures are therefore required at Union level to minimise that risk.
- (8) Commission Decision 2009/727/EC of 30 September 2009 on emergency measures applicable to crustaceans imported from India and intended for human consumption or animal feed⁽⁵⁾ already provides that consignments of crustaceans of aquaculture origin introduced from India and intended for human consumption or animal feed are to be tested for the presence of nitrofurans or their metabolites before they are imported into the Union. In addition, in aquaculture products other than crustaceans, chloramphenicol and tetracyclines are also known to be used in India.

⁽¹⁾ OJ L 31, 1.2.2002, p. 1.⁽²⁾ OJ L 125, 23.5.1996, p. 10.⁽³⁾ OJ L 221, 17.8.2002, p. 8.⁽⁴⁾ OJ L 152, 16.6.2009, p. 11.⁽⁵⁾ OJ L 258, 1.10.2009, p. 31.

- (9) Since the adoption of Decision 2009/727/EC, the number of positive findings of nitrofurans or their metabolites in crustaceans reported by the Member States has decreased. Therefore, it is appropriate to adopt measures similar to those laid down in that Decision in respect of all aquaculture products imported from India and intended for human consumption.
- (10) In addition a significant proportion of the aquaculture products imported from India should undergo mandatory testing by the Member States for the detection of pharmacology active substances as defined in Regulation (EC) No 470/2009 before those products are placed on the market. The results of that mandatory testing should provide more accurate information on the actual contamination of aquaculture products originating from India with those residues. The testing should also deter producers in India from misusing those substances.
- (11) It is appropriate that Member States notify the Commission of the results of the tests performed, where the presence of the concerned pharmacologically active substances not authorised for use in food producing animals, or exceeding the maximum residue limits laid down in Union law, is revealed. Member States should also regularly submit reports on all the tests carried out by them.
- (12) The scope of this Decision also includes crustaceans of aquaculture origin currently covered by Decision 2009/727/EC. Accordingly, in the interest of clarity and consistency of Union legislation, that Decision should be repealed.
- (13) 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

This Decision shall apply to the importation of consignments of aquaculture products from India intended for human consumption ('consignments').

Article 2

1. Member States shall authorise the importation into the Union of consignments provided that they are accompanied by the results of an analytical test carried out at the place of origin to ensure that they do not present a danger to human health.

The analytical test must have been carried out on an official sample, in particular with a view to detecting the presence of chloramphenicol, tetracycline, oxytetracycline and chlortetracycline and of metabolites of nitrofurans.

Those samples must have been analysed using analytical methods in conformity with Articles 3 and 4 of Decision 2002/657/EC.

2. By way of derogation from paragraph 1, Member States shall authorise the importation of consignments that are not accompanied by the results of an analytical test provided that the importing Member State ensures that each consignment undergoes such analytical tests for the detection of chloramphenicol, tetracycline, oxytetracycline, chlortetracycline and of metabolites of nitrofurans on arrival.

Article 3

1. Member States shall, by using appropriate sampling plans, ensure that official samples are taken from at least 20 % of consignments presented for import at border inspection posts on their territory.

2. The official samples taken pursuant to paragraph 1 shall undergo analytical tests for the detection of residues of pharmacologically active substances as defined in Article 2(a) of Regulation (EC) No 470/2009, and in particular of chloramphenicol, tetracycline, oxytetracycline, chlortetracycline and of metabolites of nitrofurans.

Article 4

The consignments from which official samples have been taken pursuant to Articles 2(2) and 3(1) shall be kept under official detention by the competent authority of the Member State concerned, until the analytical tests have been completed.

Those consignments may be placed on the market only if the results of the analytical tests confirm that they comply with Regulation (EC) No 470/2009.

Article 5

1. Member States shall immediately inform the Commission of the results of the analytical tests if those tests reveal the presence of residues of any pharmacologically active substance:

(a) classified in accordance with Article 14(2)(a), (b) or (c) of Regulation (EC) No 470/2009 at a level exceeding the maximum residue limit established pursuant to that Regulation; or

(b) not classified in accordance with Article 14(2)(a), (b) or (c) of Regulation (EC) No 470/2009; however, the Member State concerned is not required to immediately inform the Commission of the results of such tests where the level of residues is lower than:

(i) the reference point for action established for that substance pursuant to Regulation (EC) No 470/2009; or

(ii) the minimum required performance limit established for that substance pursuant to Decision 2002/657/EC.

The results of those analytical tests shall be notified to the Commission under the rapid alert system established pursuant to Article 50 of Regulation (EC) No 178/2002.

2. Every three months Member States shall submit to the Commission a report on all the results of the analytical tests carried out on the consignments in the previous three months.

The first report shall be submitted to the Commission by 1 October 2010.

Article 6

All expenditure incurred in the application of this Decision shall be charged to the consignor, the consignee or the agent of either the consignor or the consignee.

Article 7

Decision 2009/727/EC is repealed.

Article 8

This Decision is addressed to the Member States.

Done at Brussels, 8 July 2010.

For the Commission

John DALLI

Member of the Commission

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