

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 19 February 1993

amending Decision 93/55/EEC concerning the guarantees for certain molluscs

(93/169/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products⁽¹⁾, and in particular Article 10 (3) thereof,

Whereas the Commission by Decision 93/55/EEC⁽²⁾ has amended by guarantees for the introduction of molluscs into zones for which a programme for *Bonamia ostreae* and *Marteilia refringens* has been approved;

Whereas in order to avoid any confusion, the measures provided for in Decision 93/55/EEC must be limited to batches of molluscs which are to be relaid at the place of destination;

Whereas, since the adoption of Decision 93/55/EEC, scientific data indicate that the trade in batches of *Crassostrea gigas* must not be restricted for animal health reasons;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Article 1 of Decision 93/55/EEC is modified as follows:

1. In the first sentence, the words 'the introduction into' are replaced by the words 'the relaying in'.
2. The following subparagraph is added:

'However, for batches of molluscs of the species *Crassostrea gigas*, this relaying is allowed if these batches are accompanied by a movement document completed by the official service, certifying that the molluscs have been submitted at the place of dispatch to a check ensuring that they do not contain species other than *C. gigas*.'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 19 February 1993.

For the Commission

René STEICHEN

Member of the Commission

⁽¹⁾ OJ No L 46, 19. 2. 1991, p. 1.

⁽²⁾ OJ No L 14, 22. 1. 1993, p. 24.