

This document is meant purely as a documentation tool and the institutions do not assume any liability for its contents

► **B**

COMMISSION DECISION

of 22 April 1997

drawing up the list of third countries from which the import of fishery products is authorized for human consumption

(Text with EEA relevance)

(97/296/EC)

(OJ L 122, 14.5.1997, p. 21)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Commission Decision 97/429/EC of 30 June 1997	L 184	53	12.7.1997
► <u>M2</u> Commission Decision 97/564/EC of 28 July 1997	L 232	13	23.8.1997
► <u>M3</u> Commission Decision 97/758/EC of 6 November 1997	L 307	38	12.11.1997
► <u>M4</u> Commission Decision 97/877/EC of 23 December 1997	L 356	62	31.12.1997
► <u>M5</u> Commission Decision 98/148/EC of 13 February 1998	L 46	18	17.2.1998
► <u>M6</u> Commission Decision 98/419/EC of 30 June 1998	L 190	55	4.7.1998
► <u>M7</u> Commission Decision 98/573/EC of 12 October 1998	L 277	49	14.10.1998

▼B**COMMISSION DECISION****of 22 April 1997****drawing up the list of third countries from which the import of fishery products is authorized for human consumption****(Text with EEA relevance)**

(97/296/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 95/408/EC of 22 June 1995 on the conditions for drawing up, for an interim period, provisional lists of third country establishments from which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs⁽¹⁾, as amended by Decision 97/34/EC⁽²⁾, and in particular Article 2 (2) thereof,

Whereas the Commission has fixed the special conditions for the import of fishery products applying to certain specific third countries;

Whereas Commission Decision 95/328/EC⁽³⁾ establishes a standardized health certificate for imports of fishery products from third countries not yet covered by that type of Decision;

Whereas Commission Decision 97/20/EC⁽⁴⁾ draws up the list of third countries from which the import of bivalve molluscs, echinoderms, tunicates and marine gastropods in whatever form intended for human consumption is authorized;

Whereas it is now necessary to draw up a list of third countries which satisfy the equivalence conditions referred to in Article 2 (2) of Decision 95/408/EC and which are therefore able to guarantee that fishery products exported to the Community meet the health requirements laid down for the protection of consumer health by Council Directive 91/493/EEC laying down the health conditions for the production and the placing on the market of fishery products⁽⁵⁾;

Whereas that list must comprise the third countries already covered by a specific Decision and the third countries meeting the conditions laid down in Article 2 (2) for which a provisional list of authorized establishments can be drawn up in accordance with the procedure laid down in Decision 95/408/EC;

Whereas in order to avoid any disruption of the traditional pattern of trade, Article 11 (7) of Directive 91/493/EEC may continue to apply for a limited period to fishery products imported from third countries not yet included in that list;

Whereas that list of third countries is established without prejudice to Community or national rules concerning the protection of animal health or of the environment;

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

The list of third countries meeting the conditions laid down in Article 2 (2) of Decision 95/408/EC on the conditions for drawing up, for an interim period, provisional lists of third country establishments from

⁽¹⁾ OJ No L 243, 11. 10. 1995, p. 17.

⁽²⁾ OJ No L 13, 16. 1. 1997, p. 33.

⁽³⁾ OJ No L 191, 12. 8. 1995, p. 32.

⁽⁴⁾ OJ No L 6, 10. 1. 1997, p. 46.

⁽⁵⁾ OJ No L 268, 24. 9. 1991, p. 15.

▼B

which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs is hereby established in the ►**M6** Annex I ◀ hereto.

Article 2

1. Without prejudice to provisions relating to the protection of animal health or of the environment, Member States shall ensure that no fishery products in whatever form intended for human consumption are imported except from the third countries in the ►**M6** ————— ◀ list ►**M6** in the Annex I ◀.

2. Paragraph 1 shall not apply to fishery products imported from an establishment approved in accordance with the procedure laid down in Article 11 (6) of Directive 91/493/EEC.

*Article 3***▼M6**

1. Notwithstanding Article 2, Member States may continue to import, up to 31 January 1999, fishery products coming from the countries and territories included in Annex II, in accordance with Article 11(7) of Directive 91/493/EEC.

▼B

2. Member States shall see to it that fishery products imported under the conditions laid down in paragraph 1 are marketed only on the domestic market of the importing Member State or Member States according the same derogation and that the country of origin is shown clearly on the labelling.

Article 4

This Decision shall apply from 1 July 1997.

Article 5

This Decision is addressed to the Member States.

▼ M7

ANNEX

**List of countries and territories from which importation of fishery products
in any form intended for human consumption is authorised***I. Countries and territories covered by a specific decision under Council
Directive 91/493/EC*

ALBANIA
ARGENTINA
AUSTRALIA
BANGLADESH
BRAZIL
CANADA
CHILE
COLOMBIA
CUBA
ECUADOR
FALKLAND ISLANDS
FAROEES
GAMBIA
GHANA
GUATEMALA
INDIA
INDONESIA
IVORY COAST
JAPAN
MADAGASCAR
MALAYSIA
MALDIVES
MAURITANIA
MOROCCO
NEW ZEALAND
NIGERIA
PERU
PHILIPPINES
RUSSIA
SENEGAL
SINGAPORE
SOUTH AFRICA
SOUTH KOREA
TAIWAN
TANZANIA
THAILAND
TUNISIA
URUGUAY

▼ **M7**II. *Countries and territories meeting the terms of Article 2(2) of Council Decision 95/408/EC*

BELIZE
BENIN
CHINA
CAMEROON
CAPE VERDE
COSTA RICA
CROATIA
CZECH REPUBLIC
FIJI
GREENLAND
GUINEA-CONAKRI
HONDURAS
HONG KONG
HUNGARY⁽¹⁾
ISRAEL
JAMAICA
KAZAKHSTAN⁽²⁾
LATVIA
LITHUANIA
MALTA
MAURITIUS
MEXICO
NAMIBIA
NICARAGUA
PAKISTAN
PAPUA NEW GUINEA
PANAMA
POLAND
SEYCHELLES
SLOVENIA
SURINAME
SWITZERLAND
TOGO
TURKEY
UGANDA
UNITED STATES OF AMERICA
VENEZUELA
VIETNAM

⁽¹⁾ Authorised only for import of live animals intended for human consumption.

⁽²⁾ Authorised only for import of caviar.

▼ **M6***ANNEX II***List of countries and territories from which importation of fishery products intended for human consumption is authorised until 31 January 1999 pursuant to Article 11(7) of Directive 91/493/EEC**

ALGERIA
ANGOLA
AZERBAIJAN⁽¹⁾
BAHAMAS
BULGARIA
CONGO-BRAZZAVILLE
EGYPT
ERITREA
ESTONIA
FORMER YUGOSLAV REPUBLIC OF MACEDONIA
GABON
GUINEA-BISSAU
IRAN
KENYA
MOZAMBIQUE
MYANMAR
ROMANIA
SAINT HELENA
SOLOMON ISLANDS⁽²⁾
SRI LANKA
SAINT LUCIA
ZIMBABWE

⁽¹⁾ Only authorised for imports of caviar.

⁽²⁾ Only authorised for imports from Solomon Taiyo Limited.