
Status: Point in time view as at 06/11/1997.

Changes to legislation: There are currently no known outstanding effects for the COMMISSION DECISION of 6 November 1997 laying down special conditions governing imports of fishery and aquaculture products originating in Madagascar (Text with EEA relevance) (97/757/EC) (repealed), Introductory Text. (See end of Document for details)

COMMISSION DECISION of 6 November 1997 laying down special conditions governing imports of fishery and aquaculture products originating in Madagascar (Text with EEA relevance) (97/757/EC) (repealed)

COMMISSION DECISION

of 6 November 1997

laying down special conditions governing imports of fishery and aquaculture products originating in Madagascar

(Text with EEA relevance)

(97/757/EC) (repealed)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products⁽¹⁾, as last amended by Directive 95/71/EC⁽²⁾, and in particular Article 11 thereof,

Having regard to Council Directive 90/675/EEC of 10 December 1990 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries⁽³⁾, as last amended by Directive 96/43/EC⁽⁴⁾, and in particular Article 19 (7) thereof,

Whereas a Commission expert has conducted an inspection visit to Madagascar to verify the conditions under which fishery products are produced, stored and dispatched to the Community;

Whereas the provisions of legislation of Madagascar on health inspection and monitoring of fishery products may be considered equivalent to those laid down in Directive 91/493/EEC;

Whereas, in Madagascar the *Direction des services veterinaires (DSV) du ministere de l'elevage* is capable of effectively verifying the application of the laws in force;

Whereas the procedure for obtaining the health certificate referred to in Article 11 (4) (a) of Directive 91/493/EEC must also cover the definition of a model certificate, the minimum requirements regarding the language(s) in which it must be drafted and the grade of the person empowered to sign it;

Whereas, pursuant to Article 11 (4) (b) of Directive 91/493/EEC, a mark should be affixed to packages of fishery products giving the name of the third country and the approval number of the establishment, cooling store or freezing vessel of origin;

Whereas, pursuant to Article 11 (4) (c) of Directive 91/493/EEC, a list of approved establishments, cooling stores or freezing vessels must be drawn up; whereas that list must be drawn up on the basis of a communication from the DSV to the Commission; whereas it is

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therefore for the DSV to ensure compliance with the provisions laid down to that end in Article 11 (4) of Directive 91/493/EEC;

Whereas the DSV has provided official assurances regarding compliance with the rules set out in Chapter V of the Annex to Directive 91/493/EEC and regarding the fulfilment of requirements equivalent to those laid down by that Directive for the approval of establishments, cooling stores or freezing vessels;

Whereas it is necessary to repeal Commission Decision 97/516/EC of 1 August 1997 concerning certain protective measures with regard to certain fishery products originating in Madagascar⁽⁵⁾;

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

HAS ADOPTED THIS DECISION:

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- (1) OJ L 268, 24. 9. 1991, p. 15.
- (2) OJ L 332, 30. 12. 1995, p. 40.
- (3) OJ L 373, 31. 12. 1990, p. 1.
- (4) OJ L 162, 1. 7. 1996, p. 1.
- (5) OJ L 214, 6. 8. 1997, p. 53.

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