

# COMMISSION

## COMMISSION DECISION

of 19 October 2005

**amending Decision 2003/858/EC as regards the list of territories from which importation of certain species of live fish, their eggs and gametes intended for farming in the European Community is authorised**

(notified under document number C(2005) 3964)

(Text with EEA relevance)

(2005/742/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 <sup>(1)</sup>, and in particular Article 19(1) thereof,

Whereas:

(1) Commission Decision 2003/858/EC of 21 November 2003 laying down the animal health conditions and certification requirements for imports of live fish, their eggs and gametes intended for farming, and live fish of aquaculture origin and products thereof intended for human consumption <sup>(2)</sup>, establishes a list of third countries or parts thereof from which imports of live fish, their eggs and gametes intended for farming in the Community are authorised.

(2) The inclusion of the comment 'carps only' in the table in Annex I to Decision 2003/858/EC has led to different interpretations concerning the application of the Decision. For the sake of clarity, that comment should therefore be made more precise from a taxonomical point of view to meet the aim of the Decision.

(3) It is also appropriate to simplify the presentation of the table in Annex I in order to avoid repeating the requirements set out in the model certificates.

(4) Decision 2003/858/EC should therefore be amended accordingly.

(5) 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

Annex I to Decision 2003/858/EC is replaced by the text in the Annex to this Decision.

### Article 2

This Decision is addressed to the Member States.

Done at Brussels, 19 October 2005.

For the Commission

Markos KYPRIANOU

Member of the Commission

<sup>(1)</sup> OJ L 46, 19.2.1991, p. 1. Directive as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

<sup>(2)</sup> OJ L 324, 11.12.2003, p. 37. Decision as last amended by Decision 2004/914/EC (OJ L 385, 29.12.2004, p. 60).

## ANNEX

## 'ANNEX I

**Territories from which importation of certain species of live fish, their eggs, and gametes intended for farming in the European Community (EC) is authorised**

Country		Territory		Comments (1)
ISO Code	Name	Code	Description	
AL	Albania			
AU	Australia			
BR	Brazil			Cyprinidae only
BG	Bulgaria			
CA	Canada			
CL	Chile			
CN	China			Cyprinidae only
CO	Colombia			Cyprinidae only
CG	Congo			Cyprinidae only
HR	Croatia			
MK (2)	Former Yugoslav Republic of Macedonia			Cyprinidae only
ID	Indonesia			
IL	Israel			
JM	Jamaica			Cyprinidae only
JP	Japan			Cyprinidae only
MY	Malaysia (Peninsular, Western Malaysia only)			Cyprinidae only
NZ	New Zealand			
RU	Russia			
SG	Singapore			Cyprinidae only
ZA	South Africa			
LK	Sri Lanka			Cyprinidae only
TW	Taiwan			Cyprinidae only
TH	Thailand			Cyprinidae only
TR	Turkey			
US	United States			

(1) No limitations if left blank. If a country or territory is allowed to export certain species, and/or eggs or gametes, the species must be specified and/or a comment, for example, "eggs only" must be inserted in this column.

(2) Provisional code that does not affect the definitive denomination of the country to be attributed after the conclusion of the negotiations currently taking place in the United Nations.'