
Status: Point in time view as at 13/08/2014.

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 884/2014 (repealed). (See end of Document for details)*

Commission Implementing Regulation (EU) No 884/2014 of 13 August 2014 imposing special conditions governing the import of certain feed and food from certain third countries due to contamination risk by aflatoxins and repealing Regulation (EC) No 1152/2009 (Text with EEA relevance) (repealed)

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ANNEX I

Feed and food subject to the measures provided for in this Regulation:

Feed and food(intended use)	CN code (1)	TARIC sub-division	Country of origin or country of consignment	Frequency of physical and identity checks (%) at import
— Brazil nuts in shell	— 0801 21 00		Brazil (BR)	Random
— Mixtures of nuts or dried fruits and containing Brazil nuts in shell.	— ex 0813 50			
(Food)				
— Groundnuts (peanuts), in shell	1202 41 00		China (CN)	20
— Groundnuts (peanuts), shelled	1202 42 00			
— Peanut butter	— 2008 11 10			
— Groundnuts (peanuts), otherwise prepared or preserved	2008 11 91; 2008 11 96; 2008 11 98			
(Feed and Food)				
— Groundnuts (peanuts), in shell	1202 41 00		Egypt (EG)	20
— Groundnuts (peanuts), shelled	1202 42 00			

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—	Peanut butter	—	2008 11 10		
—	Groundnuts (peanuts), otherwise prepared or preserved		2008 11 91; 2008 11 96; 2008 11 98		
(Feed and Food)					
—	Pistachios, in shell	—	0802 51 00	Iran (IR)	50
—	Pistachios, shelled	—	0802 52 00		
—	Mixtures of nuts or dried fruits containing pistachios	—	ex 0813 50		
—	Pistachio paste	—	ex 2007 10 or 2007 99		
—	Pistachios, prepared or preserved, including mixtures	—	2008 19 13; 2008 19 93 ex 2008 97		
—	Flour, meal and powder of pistachios	—	ex 1106 30 90		
(Food)					
—	Dried figs	—	0804 20 90	Turkey (TR)	20

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—	Mixtures of nuts or dried fruits containing figs	—	ex 0813 50		
—	Fig paste	—	ex 2007 10 or 2007 99		
—	Figs, prepared or preserved, including mixtures	—	ex 2008 99 ex 2008 97		
(Food)					
—	Hazelnuts (<i>Corylus</i> sp.) in shell	—	0802 21 00	Turkey (TR)	Random
—	Hazelnuts (<i>Corylus</i> sp.) shelled	—	0802 22 00		
—	Mixtures of nuts or dried fruits containing hazelnuts	—	ex 0813 50		
—	Hazelnut paste	—	ex 2007 10 or 2007 99		
—	Hazelnuts, prepared or preserved,	—	ex 2008 19		

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	including mixtures		ex 2008 97		
—	Flour, meal and powder of hazelnuts		ex 1106 30 90		
—	Cut, sliced and broken hazelnuts		ex 0802 22 00; 2008 19		
—	Hazelnut oil		ex 1515 90 99		
(Food)					
—	Pistachios, in shell		0802 51 00	Turkey (TR)	50
—	Pistachios, shelled		0802 52 00		
—	Mixtures of nuts or dried fruits containing pistachios		ex 0813 50		
—	Pistachio paste		ex 2007 10 or 2007 99		
—	Pistachios, prepared or preserved, including mixtures		2008 19 13; 2008 19 93 ex 2008 97		

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—	Flour, meal and powder of pistachios	—	ex 1106 30 90		
(Food)					
—	Groundnuts (peanuts), in shell		1202 41 00	Ghana (GH)	50
—	Groundnuts (peanuts), shelled		1202 42 00		
—	Peanut butter	—	2008 11 10		
—	Groundnuts (peanuts), otherwise prepared or preserved		2008 11 91; 2008 11 96; 2008 11 98		
(Feed and Food)					
—	Groundnuts (peanuts), in shell		1202 41 00	India (IN)	20
—	Groundnuts (peanuts), shelled		1202 42 00		
—	Peanut butter	—	2008 11 10		
—	Groundnuts (peanuts), otherwise prepared or preserved		2008 11 91; 2008 11 96; 2008 11 98		
(Feed and food)					
Watermelon (egusi, Citrullus lanatus) seeds	ex 1207 70 00; ex 1106 30 90; ex 2008 99 99	10 30 50		Nigeria (NG)	50

ANNEX I

Document Generated: 2023-08-29

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and derived products				
(Food)				

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ANNEX II

Health Certificate for the importation into the European Union of

..... (*)

Consignment Code Certificate Number

According to the provisions of Commission Implementing Regulation (EU) 884/2014 imposing special conditions governing the import of certain feed and food from certain third countries due to contamination risk by aflatoxins and repealing Regulation (EC) No 1152/2009, the

..... (competent authority referred to in Article 5(2) of Regulation)

CERTIFIES that the

..... (insert food referred to in Article 1 of Regulation)

of this consignment composed of:

..... (description of consignment, product, number and type of packages, gross or net weight)

embarked at (embarkation place)

by (identification of transporter)

going to (place and country of destination)

which comes from the establishment

..... (name and address of establishment)

have been produced, sorted, handled, processed, packaged and transported in line with good hygiene practices.

From this consignment, samples were taken in accordance with the Union legislation

Commission Regulation (EC) No 152/2009

Commission Regulation (EC) No 401/2006

on (date), subjected to laboratory analysis on

(date) in the

(name of laboratory), to determine the level of aflatoxin B1 for feed and the level of aflatoxin B1 and level of total aflatoxin contamination for food. The details of sampling, methods of analysis used and all results are attached.

This certificate is valid until

Done at on

Stamp and signature of authorised representative of competent authority referred to in Article 5(2) of Regulation

(*) Product and country of origin.

Status: Point in time view as at 13/08/2014.

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ANNEX III

Notes for guidance for the CED in application of this Regulation in case of feed and food imported from certain third countries due to contamination of these products by aflatoxins

General	For the use of the CED in application of this Regulation, whenever ‘DPE’ is mentioned, this should be read as ‘designated point of entry’ or ‘designated point of import’ as stipulated in the specific notes for each box. Whenever ‘control point’ is mentioned, this should be read as ‘designated point of import’. Complete the document in capital letters. Notes are shown against the relevant box number.
Part I	This section is to be completed by the feed and food business operator or their representative, unless otherwise indicated.
Box I.1.	Consignor: name and full address of the natural or legal person (feed and food business operator) dispatching the consignment. Information on telephone and fax numbers or e-mail address is recommended.
Box I.2.	All three fields in this box are to be filled in by the authorities of the DPI as defined in Article 2. Attribute a CED reference number in the first box. The CED reference number might be filled in by the authorities of the DPE. Indicate the name of the DPI and its number respectively in the second and third boxes.
Box I.3.	Consignee: indicate name and full address of the natural or legal person (feed and food business operator) to whom the consignment is destined. Information on telephone and fax numbers or e-mail address is recommended.
Box I.4.	Person responsible for the consignment: (also agent, declarant or feed and food business operator) indicate name and full address of the person who is in charge of the consignment when presented to the DPE and makes the necessary declarations to the competent authorities on behalf of the importer. Information on telephone and fax numbers or e-mail address is recommended.

Status: Point in time view as at 13/08/2014.

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Box I.5.	Country of origin: indicate the country where the commodity is originating from, grown, harvested or produced.
Box I.6.	Country from where consigned: indicate the country where the consignment was placed aboard the means of final transport for the journey to the Union.
Box I.7.	Importer: indicate name and full address. Information on telephone and fax numbers or e-mail address is recommended.
Box I.8.	Place of destination: indicate delivery address in the Union. Information on telephone and fax numbers or e-mail address is recommended.
Box I.9.	Arrival at the DPE (estimated date): give the estimated date on which the consignment is expected to arrive at the DPE.
Box I.10.	Documents: indicate the date of issue and the number of official documents accompanying the consignment, as appropriate.
Box I.11.	Means of transport: tick the box to indicate the means of arrival transport. Identification: give full details of the means of transport. For aircraft, indicate the flight number. For vessels, indicate the ship's name. For road vehicles: indicate the registration number plate with trailer number if appropriate. For railway transport: indicate the train identity and wagon number. Documentary references: number of airway bill, bill of lading or commercial number for railway or truck.
Box I.12.	Description of the commodity: provide a detailed description of the commodity using the terminology in Article 1.
Box I.13.	Commodity code: use the code identifying the commodity as listed in Annex I (including the TARIC subdivision, if applicable).
Box I.14.	Gross weight: specify overall weight in kg or tonnes. This is defined as the aggregate mass of the products and of the immediate containers and all their packaging, but excluding transport containers and other transport equipment. Net weight: specify weight of actual product in kg or tonnes, excluding packaging. This is defined as the mass of the products

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	themselves without immediate containers or any packaging.
Box I.15.	Number of packages: specify the number of packages in the consignment.
Box I.16.	Temperature: tick the appropriate mode of transport/storage temperature.
Box I.17.	Type of packaging: identify the type of packaging of products.
Box I.18.	Commodity intended for: tick the appropriate box depending on whether the commodity is destined for human consumption without prior sorting or other physical treatment (in this case tick 'human consumption') or is intended for human consumption after such treatment (tick 'further process' in this case), or is intended for use as 'feedingstuff' (in this case tick 'feedingstuffs').
Box I.19.	Seal number and container number: give all seal and container identification numbers where relevant.
Box I.20.	For transfer to Control Point: in case the consignment is intended for import (cf. Box I.22) and the operator uses the option to have the identity and physical control performed at a specific DPI, tick the box and identify in detail the DPI.
Box I.21.	Not applicable.
Box I.22.	For import: tick the box in case the consignment is intended for import.
Box I.23.	Not applicable.
Box I.24.	Means of transport to Control Point: tick the appropriate means of transport used for transfer to the DPI.
Part II	This section is to be completed by the competent authority.
General	Box II.1 is to be completed by the competent authority of the DPI. Boxes II.2 to II.9 with the exception of II.4 are to be completed by the customs services or the authorities competent for the documentary control. Boxes II.10 to II.21 are to be completed by the competent authorities of the DPI.
Box II.1.	CED Reference number: use the same CED reference number as in Box I.2.

Status: Point in time view as at 13/08/2014.

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Box II.2.	Customs Document Reference: for use by customs services if necessary.
Box II.3.	Documentary Check: to be completed for all consignments.
Box II.4.	Consignments selected for physical checks: not applicable in the framework of this Regulation.
Box II.5.	ACCEPTABLE for transfer: in case the consignment is acceptable for transfer to a DPI following a satisfactory documentary check, the competent authority at the DPE shall tick the box and indicate to which DPI the consignment shall be transferred for a possible physical check (following information given in Box I.20). Onward transportation is not applicable for this Regulation.
Box II.6.	NOT ACCEPTABLE: in case the consignment is not acceptable for transfer to a DPI due to the unsatisfactory outcome of the documentary checks, the competent authority at the DPE shall tick the box and indicate clearly the action to be carried out in case of rejection of the consignment. The address of the destination establishment in case of 'Re-dispatching', 'Destruction', 'Transformation' and 'Use for other purpose' should be entered in Box II.7.
Box II.7.	Details of Controlled Destinations (II.6): indicate as appropriate approval number and address (or ship's name and port) for all destinations where further control of the consignment is required, for example for Box II.6, 'Re-dispatching', 'Destruction', 'Transformation' or 'Use for other purpose'.
Box II.8.	Full identification of DPE and official stamp: indicate here the full identification of the DPE and the official stamp of the competent authority at this point.
Box II.9.	Official inspector: signature of the official responsible of the competent authority at the DPE.
Box II.10.	Not applicable.
Box II.11.	Identity Check: tick the boxes to indicate whether the identity checks have been performed and with which results.

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Box II.12.	Physical Check: indicate here the results of the physical checks in case the physical check has taken place.
Box II.13.	Laboratory tests: tick the box to indicate whether the consignment has been selected for sampling and analysis. Tested for: indicate for which (aflatoxin B1 and/or total) and by which analytical method a laboratory test is carried out. Results: indicate the results of the laboratory test and tick the appropriate box.
Box II.14.	ACCEPTABLE for release for free circulation: tick the box in case the consignment is to be released for free circulation within the Union. Tick one of the boxes ('Human consumption', 'Further process', 'Feedingstuff' or 'Other') to indicate the further use.
Box II.15.	Not applicable.
Box II.16.	NOT ACCEPTABLE: tick the box in case of rejection of the consignment due to the unsatisfactory outcome of the identity or physical checks. Indicate clearly the action to be carried out in such case by ticking one of the boxes ('Re-dispatching', 'Destruction', 'Transformation' or 'Use for other purpose'). The address of the establishment of destination shall be entered in Box II.18.
Box II.17.	Reasons for refusal: tick the appropriate box. Use as appropriate to add relevant information.
Box II.18.	Details of controlled destinations (II.16): give as appropriate approval number and address (or ship's name and port) for all destinations where further control of the consignment is required following information indicated in Box II.16.
Box II.19.	Consignment resealed: use this box when the original seal recorded on a consignment is destroyed on opening the container. A consolidated list of all seals that have been used for this purpose must be kept.
Box II.20.	Full identification of DPE/Control Point and official stamp: put here the full identification of the DPI and the official stamp of the competent authority at the DPI.

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Box II.21.	Official Inspector: put name (in capital letters), date of issuing and signature of the official responsible of the competent authority at the DPI.
Part III	This section is to be completed by the competent authority.
Box III.1.	Details on re-dispatching: the competent authority at the DPE or at the DPI indicates the means of transport used, its identification, the country of destination and the date of re-dispatching, as soon as they are known.
Box III.2.	Follow-up: indicate the local competent authority unit responsible, as appropriate, for the supervision in case of 'Destruction', 'Transformation' or 'Use for other purpose' of the consignment. This competent authority shall report here the result of the arrival of the consignment and the correspondence.
Box III.3.	Official Inspector: signature of the official responsible for the competent authority at the DPI in case of 'Re-dispatching'. Signature of the official responsible for the local competent authority in case of 'Destruction', 'Transformation' or 'Use for other purpose'.

ANNEX IV

Correlation table referred to in Article 15

Regulation (EC) No 1152/2009	This Regulation
Article 1	Article 1 and Annex I
Article 2	Article 2
Article 3	Article 3
Article 4(1)	Articles 4(1) and 5(1) and (2)
Article 4(2)	Article 5(3)
Article 4(3)	Article 5(4)
Article 4(4)	Article 4(2)
Article 4(5)	Article 6
Article 5	Article 7
Article 6	Article 8
Article 7(1)	Article 9(1)

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Article 7(2)	Article 9(2) and (3)
Article 7(3)	Article 9(4)
Article 7(4)	Article 9(5)
Article 7(5)	Annex I
Article 7(6)	Article 9(6)
Article 7(7)	Article 9(7)
Article 7(8)	Article 11
Article 7(9)	Article 13
Article 8	Article 10
Article 9	—
Article 10	Article 14
Article 11	Article 15
Article 12	—
Article 13	Article 16
Annex I	Annex II
Annex II	Annex III

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