

Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) (Text with EEA relevance)

## TITLE V

### PLANNING AND REPORTING

#### *Article 109*

#### **Multi-annual national control plans (MANCP) and a single body for the MANCP**

- 1 Member States shall ensure that official controls governed by this Regulation are performed by the competent authorities on the basis of a MANCP, the preparation and implementation of which are coordinated across their territory.
- 2 Member States shall designate a single body tasked with:
  - a coordinating the preparation of the MANCP across all competent authorities responsible for the official controls;
  - b ensuring that the MANCP is coherent;
  - c collecting the information on the implementation of the MANCP in view of submitting the annual reporting referred to in Article 113 and of its review and update as necessary in accordance with Article 111(2).

#### *Article 110*

#### **Content of the MANCPs**

- 1 MANCPs shall be prepared so as to ensure that official controls are planned in all the areas governed by the rules referred to in Article 1(2) and in accordance with the criteria laid down in Article 9 and with the rules provided for in Articles 18 to 27.
- 2 MANCPs shall contain general information on the structure and organisation of the systems of official control in the Member State concerned in each of the areas covered, and shall contain information on at least the following:
  - a the strategic objectives of the MANCP and on how the prioritisation of official controls and allocation of resources reflect these objectives;
  - b the risk categorisation of the official controls;

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- c the designation of competent authorities and their tasks at central, regional and local level, and on resources available to those authorities;
- d where appropriate, the delegation of tasks to delegated bodies;
- e the general organisation and management of official controls at national, regional and local level, including official controls in individual establishments;
- f control systems applied to different sectors and coordination between the different services of competent authorities responsible for official controls in those sectors;
- g procedures and arrangements in place to ensure compliance with the obligations of the competent authorities provided for in Article 5(1);
- h the training of staff of the competent authorities;
- i the documented procedures provided for in Article 12(1);
- j the general organisation and operation of contingency plans in accordance with the rules referred to in Article 1(2); and
- k the general organisation of cooperation and mutual assistance between competent authorities in the Member States.

### *Article 111*

#### **Preparation, update and review of MANCPs**

1 Member States shall ensure that the MANCP provided for in Article 109(1) is made available to the public, with the exception of those parts of the plan the disclosure of which could undermine the effectiveness of official controls.

2 The MANCP shall be regularly updated to adjust it to changes to the rules referred to in Article 1(2), and reviewed to take account at least of the following factors:

- a the emergence of new diseases, pests of plants or other risks to human, animal or plant health, animal welfare or, in the case of GMOs and plant protection products, also to the environment;
- b significant changes to the structure, management or operation of the competent authorities in the Member State;
- c the outcome of Member States' official controls;
- d the outcome of Commission controls performed in the Member State in accordance with Article 116(1);
- e scientific findings; and
- f the outcome of official controls performed by the competent authorities of a third country in a Member State.

3 Member States shall provide the Commission, upon request, with the latest up-to-date version of their respective MANCP.

### *Article 112*

#### **Coordinated control programmes and information and data collection**

With a view to conducting Union-wide targeted assessment of the state of application of the rules referred to in Article 1(2) or establishing the prevalence of certain hazards across the Union, the Commission may adopt implementing acts concerning:

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- (a) the implementation of coordinated control programmes of limited duration in one of the areas governed by the rules referred to in Article 1(2);
- (b) the organisation, on an ad hoc basis, of the collection of data and information in relation to the application of a specific set of the rules referred to in Article 1(2) or regarding the prevalence of certain hazards.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 145(2).

### *Article 113*

#### **Annual reports by the Member States**

1 By 31 August every year, each Member State shall submit to the Commission a report setting out:

- a any amendments made to its MANCP to take account of the factors referred to in Article 111(2);
- b the outcome of official controls performed in the previous year under its MANCP;
- c the type and number of cases of non-compliance with the rules referred to in Article 1(2), per area, detected in the previous year by the competent authorities;
- d the measures taken to ensure the effective operation of its MANCP, including enforcement action and the results of such measures, and
- e a link to the web page of the competent authority containing the public information on fees or charges referred to in Article 85(2).

2 In order to ensure the uniform presentation of the annual reports provided for in paragraph 1, the Commission shall, by means of implementing acts, adopt and update as necessary standard model forms for the submission of the information and data referred to in that paragraph.

Those implementing acts shall, whenever possible, allow the use of the standard model forms adopted by the Commission for the submission of other reports on official controls that the competent authorities are required to submit to the Commission in accordance with the rules referred to in Article 1(2). Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 145(2).

### *Article 114*

#### **Annual reports by the Commission**

1 By 31 January every year, the Commission shall make available to the public an annual report on the operation of official controls in the Member States, taking into account:

- a the annual reports submitted by the Member States in accordance with Article 113; and
- b the results of Commission controls performed in accordance with Article 116(1).

2 The annual report provided for in paragraph 1 may, where appropriate, include recommendations on possible improvements to official control systems in Member States and to certain official controls in certain areas.

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## Article 115

### Contingency plans for food and feed

1 For the application of the general plan for crisis management provided for in Article 55(1) of Regulation (EC) No 178/2002, Member States shall draw up contingency plans for food and feed setting out measures to be applied without delay when food or feed is found to pose a serious risk to human or animal health either directly or through the environment.

2 The contingency plans for food and feed provided for in paragraph 1 shall specify:

- a the competent authorities to be involved;
- b the powers and responsibilities of the authorities referred to in point (a); and
- c channels and procedures for sharing information between competent authorities and other parties concerned as appropriate.

3 Member States shall review regularly their contingency plans for food and feed to take into account changes in the organisation of the competent authorities and experience gained from implementing the plan and simulation exercises.

4 The Commission may adopt implementing acts concerning:

- a rules for the establishment of the contingency plans provided for in paragraph 1 of this Article to the extent necessary to ensure the consistent and effective use of the general plan for crisis management provided for in Article 55(1) of Regulation (EC) No 178/2002; and
- b the role of stakeholders in the establishment and operation of those contingency plans.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 145(2).

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