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SCHEDULE 1

Regulations 2(1), 3(3), 21(5), 36 and 37(1) and (6)

Import Conditions

PART I

PROVISIONS COMMON TO SEVERAL CATEGORIES OF PRODUCT

Maximum residue limits and contaminants

1. Council Regulation (EEC) No. 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin (OJ No. L224, 18.8.90, p.1) as last amended by Commission Regulation (EC) No. 1646/2004 (OJ No. L296, 21.9.2004, p.5).

2. Council Directive 96/23/EC on measures to monitor certain substances and residues thereof in live animals and animal products and repealing Directives 85/358/EEC and 86/469/EEC and Decisions 89/187/EEC and 91/664/EEC (OJ No. L125, 23.5.96, p.10) as last amended by the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded (OJ No. L236, 23.9.2003, p.33) ("the Act of Accession").

3. Commission Regulation (EC) No. 466/2001 setting maximum levels for certain contaminants in foodstuffs (OJ No. L77, 16.3.2001, p.1) as last amended by Commission Regulation (EC) No. 563/2002 (OJ No. L86, 3.4.2002, p.5).

4. Commission Decision 2004/432/EC on the approval of residue monitoring plans submitted by third countries in accordance with Council Directive 96/23/EC (OJ No L154, 30.04.2004, p.44).

Transmissible spongiform encephalopathies

5. Regulation (EC) No. 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control, and eradication of certain transmissible spongiform encephalopathies (OJ No. L147, 31.5.2001, p.1) as last amended by Commission Regulation (EC) No. 1492/2004 OJ No L274, 24.8.2004,p.3).

Health certification for animal products from New Zealand

6. Commission Decision 2003/56/EC on health certificates for the importation of live animals and animal products from New Zealand (OJ No. L22, 25.1.2003, p.38) as last amended by Commission Decision 2003/669/EC (OJ No. L237, 24.9.2003, p.7).

Animal health rules on imports of products of animal origin for human consumption

7. Council Directive 2002/99/EC laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption (OJ No L18, 23.1.2003, p.11)

PART II

FRESH MEAT OF BOVINE, OVINE AND CAPRINE ANIMALS AND SWINE

General Provisions

1. Council Directive 64/433/EEC on health problems affecting intra-Community trade in fresh meat (OJ No. L121, 29.7.64, p.2012) as amended and updated by Council Directive 91/497/EC (OJ No. L268, 24.9.91, p.69) and as last amended by the Act of Accession (see paragraph 2 of Part I).

2. Council Directive 72/462/EEC on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat and meat products from third countries (OJ No. L302, 31.12.72, p.28) as last amended by Council Regulation (EC) No. 1452/2001 (OJ No. L198, 21.7.2001, p.11).

3. Council Directive 77/96/EEC on the examination for trichinae (trichinella spiralis) upon importation from third countries of fresh meat from domestic swine (OJ No. L26, 31.1.77, p.67), as last amended by the Act of Accession (see paragraph 2 of Part I).

Third countries from which fresh meat may be imported

4. Council Decision 79/542/EEC drawing up a list of third countries or parts of third countries, and laying down animal and public health and veterinary certification conditions, for importation into the Community of certain live animals and their fresh meat (OJ No. L146, 14.6.79, p.15) as last amended by Commission Decision 2004/620/EC (OJ No L279, 28.8.2004, p.30).

Third country establishments from which fresh meat may be imported

5. Commission Decision 95/408/EC on 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 (OJ No. L243, 11.10.95, p.17) as last amended by Commission Decision 2003/912/EC (OJ No L345, 31.12.2003, p.112).

6. Argentina — Commission Decision 81/91/EEC (OJ No. L58, 5.3.81, p.39) as amended by Commission Decision 86/392/EEC (OJ No. L228, 14.8.86, p.44).

7. Australia — Commission Decision 83/384/EEC (OJ No. L222, 13.01.83 p.36) as amended by Commission Decision 86/389/EEC (OJ No. L228, 14.8.86, p.34).

8. Botswana—— Commission Decision 83/243/EEC (OJ No. L129, 19.5.83, p.70).

9. Brazil—— Commission Decision 81/713/EEC (OJ No. L257, 10.9.81, p.28) as last amended by Commission Decision 89/282/EEC (OJ No. L110, 21.4.89, p.54).

10. Bulgaria— Commission Decision 87/735/EEC (OJ No. L311, 8.11.82, p.16).

11. Canada—— Commission Decision 87/258/EEC (OJ No. L121, 9.5.87, p.50).

- 12. Chile—— Commission Decision 87/124/EEC (OJ No. L51, 20.2.87, p.41).
- 13. Croatia—— Commission Decision 93/26/EEC (OJ No. L16, 25.1.93, p.24).

14. The Falkland Islands—— Commission Decision 2002/987/EC (OJ No L344, 19.12.2002, p.39).

15. Greenland—— Commission Decision 85/539/EEC (OJ No. L334, 12.12.85, p.25).

16. Iceland—— Commission Decision 84/24/EEC (OJ No. L20, 25.1.84, p.21).

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17. Former Yugoslav Republic of Macedonia— Commission Decision 95/45/EC (OJ No. L51, 8.3.95, p.13).

18. Madagascar—— Commission Decision 90/165/EEC (OJ No. L91, 6.4.90, p.34).

19. Mexico—— Commission Decision 87/424/EEC (OJ No. L228, 15.8.87, p.43).

20. Morocco— Commission Decision 86/65/EEC (OJ No. L72, 15.3.86, p.40).

21. Namibia — Commission Decision 90/432/EEC (OJ No. L223, 18.8.90, p.19).

22. New Caledonia— Commission Decision 2004/628/EC (OJ No L284, 3.9.2004, p.4).

23.)New Zealand — Commission Decision 83/402/EEC (OJ No. L223, 24.8.83, p.24) as amended by Commission Decision 86/432/EEC (OJ No. L253, 5.9.86, p.28).

24. Paraguay—— Commission Decision 83/423/EEC (OJ No. L238, 27.8.83, p.39).

25. Romania—— Commission Decision 83/218/EEC (OJ No. L121, 7.5.83, p.23) as amended by Commission Decision 86/289/EEC (OJ No. L182, 5.7.86, p.25).

26. South Africa—— Commission Decision 82/913/EEC (OJ No. L381, 31.12.82, p.28) as amended by Commission Decision 90/433/EEC (OJ No. L223, 18.8.90, p.21).

27. Swaziland—— Commission Decision 82/814/EEC (OJ No. L343, 4.12.82, p.24).

28. Switzerland—— Commission Decision 82/734/EEC (OJ No. L311, 8.11.82, p.13) as last amended by Commission Decision 92/2/EEC (OJ No. L1, 4.1.92, p.22).

29. United States of America— Commission Decision 87/257/EEC (OJ No. L121, 9.5.87, p.46) as amended by Commission Decision 2000/138/EC (OJ No. L46, 18.2.00, p.36).

30. Uruguay— Commission Decision 81/92/EEC (OJ No. L58, 5.3.81, p.43) as amended by Commission Decision 86/485/EEC (OJ No. L282, 3.10.86, p.31).

31. Federal Republic of Yugoslavia—— Commission Decision 98/8/EEC (OJ No. L2, 6.1.98, p.12).

32. Zimbabwe—— Commission Decision 85/473/EEC (OJ No. L278, 18.10.85, p.35).

Health certification requirements

33. Council Decision 79/542/EEC (see paragraph 4 of this Part).

PART III

MEAT PRODUCTS

General Provisions

1. Council Directive 72/462/EEC (See paragraph 2 of Part II).

2. Council Directive 77/99/EEC on health problems affecting intra-Community trade in meat products (OJ No. L26, 31.1 77, p.85) as amended and updated by Council Directive 1992/5/EEC (OJ No. L57, 2.3. 92, p.1) and last amended by the Act of Accession (see paragraph 2 of Part I).

3. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade in meat products (OJ No L47, 21.2. 80, p.4) as last amended by Council Directive 91/687/EEC (OJ No. L377, 31.12. 91, p.16) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

Third countries from which meat products may be imported

4. Commission Decision 97/222/EEC laying down the list of third countries from which the Member States authorise the importation of meat products (OJ. No. L89, 4.4.97, p.39) as last amended by Commission Decision 2004/245/EC (OJ No L77, 13.3.2004, p.62).

Third country establishments from which meat products may be imported:

5. Commission Decision 95/408/EC (see paragraph 5 of Part II).

6. Argentina — Commission Decision 86/414/EC (OJ No L 237, 23.8.86, p.36), as amended by Commission Decision 97/397/EC (OJ No. L165, 24.6.97, p.13).

7. Botswana—— Commission Decision 94/465/EC (OJ No. L190, 26.7.94, p.25).

8. Brazil—— Commission Decision 87/119/EC (OJ No L49, 18.2.87, p.37) as amended by Commission Decision 95/236/EC (OJ No. L156, 7.7.95, p.85).

9. Namibia — Commission Decision 95/427/EC (OJ. No. L254, 24.10.95, p.28).

10. Uruguay—— Commission Decision 86/473/EEC (OJ No. L279, 30.9.86, p.53) as amended by Commission Decision 96/466/EC (OJ No. L192, 2.8.96, p.25).

11. Zimbabwe—— Commission Decision 94/40/EC (OJ No. L 22, 27.1.94, p.50).

12. Miscellaneous third countries—— Commission Decision 97/365/EC (OJ No. L154, 12.6.97, p.41) as last amended by Commission Decision 2004/380/EC (OJ No L144, 30.4.2004, p.5).

13. Miscellaneous third countries—— Commission Decision 97/569/EC (OJ No L234, 26.8.97, p.16) as last amended by the Act of Accession (see paragraph 2 of Part I).

Health Certification Requirements

14. Commission Decision 97/221/EC (OJ No. L89, 4.4.97, p.32) (animal health) as amended by Commission Decision 2004/427/EC (OJ No L154, 30.4.2004, p.8) (animal health).

15. Council Directive 72/462/EEC (see paragraph 2 of Part II) (public health).

16. Commission Decision 97/41/EC (OJ No. L17, 21.1.97, p.34) (public health).

PART IV

MILK, HEAT-TREATED MILK AND MILK BASED PRODUCTS

General

1. Council Directive 92/46/EEC laying down the health rules for the production and placing on the market of raw milk, heat-treated milk and milk-based products (OJ No. L268, 14.9.92, p.1) as last amended by Council Directive 2003/85/EC (OJ No. L306, 22.11.2003, p.1) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

2. Commission Decision 2004/438/EC laying down animal and public health and veterinary certification and conditions for introduction in the Community of heat-treated milk, milk-based products and raw milk intended for human consumption (OJ No L154, 30.4.2004, p.72).

Third countries from which milk and milk-based products may be imported

3. Commission Decision 2004/438/EC (see paragraph 2 above).

Third country establishments from which milk and milk-based products may be imported

4. Commission Decision 95/408/EC (see paragraph 5 of Part II).

5. Commission Decision 97/252/EC (OJ No L101, 18.4.97, p.46) as last amended by the Act of Accession (see paragraph 2 of part 1).

PART V

FRESH POULTRY-MEAT

General

1. Council Directive 71/118/EEC on health problems affecting trade in fresh poultrymeat (OJ No. L55, 8.3.71, p.23) as amended and updated by Council Directive 92/116/EEC (OJ No. L62, 15.3.93, p.1) and as last amended by the Act of Accession (see paragraph 2 of Part I).

2. Council Directive 91/494/EEC on animal health conditions governing intra-community trade in and imports from third countries of fresh poultrymeat (OJ No. L268, 24.9.91, p.35) as last amended by Council Directive 99/89/EC (OJ No. L300, 23.11.99, p.17) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

3. Commission Decision 93/342/EC laying down the criteria for classifying third countries with regard to avian influenza and Newcastle disease (OJ No L137, 8.6.93 p24) as amended by Commission Decision 94/438/EC (OJ No L181, 15.7.94, p. 35).

Third Countries from which fresh poultrymeat may be imported

4. Commission Decision 94/85/EC (OJ No. L44, 17.2.94, p.31) as last amended by Commission Decision 2004/118/EC (OJ No. L36, 7.2.2004, p.34).

Third Country establishments from which fresh poultry meat may be imported.

5. Commission Decision 95/408/EC (see paragraph 5 of Part II).

6. Commission Decision 97/4/EC (OJ No. L2, 4.1.97, p.6) as last amended by the Act of Accession (see paragraph 2 of Part I).

Health Certification Requirements

7. Commission Decision 94/984/EC (OJ No. L378, 31.12.94, p.11) as last amended by Commission Decision 2004/436/EC (OJ No. L154, 30.4.2004, p.59).

PART VI

WILD GAME MEAT

General

1. Council Directive 92/45/EEC on pubic health and animal health problems relating to the killing of wild game and the placing on the market of wild game meat (OJ No. L268, 14.9.92, p.35) as last amended by the Act of Accession (see paragraph 2 of Part I) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

2. Commission Decision 2000/585/EC drawing up a list of third countries from which Member States authorise imports of rabbit meat and certain wild and farmed game meat, and laying down the animal and public health and the veterinary certification conditions for such imports (OJ No. L251, 6.10.2000, p.1) as last amended by Commission Decision 2004/413/EC (OJ No L151, 30.4.2004, p.54).

Third Country establishments from which game meat may be imported

3. Commission Decision 95/408/EC (see paragraph 5 of Part II).

4. Commission Decision 97/468/EC (OJ No. L199, 26.7.97, p.62) as last amended by the Act of Accession (see paragraph 2 of Part I).

PART VII

MINCED MEAT AND MEAT PREPARATIONS

General

1. Council Directive 94/65/EC laying down the requirements for the production and placing on the market of minced meat and meat preparations (OJ No. L368, 31.12.94, p.10) as amended by Council Regulation (EC) No 806/2003 (OJ No. L122, 16.5.2003, p.1) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

Health Certification requirements

2. Commission Decision 2000/572/EC (OJ No. L240, 23.9.2000, p.19) as amended by Commission Decision 2004/437/EC (OJ No L154, 30.4.2004, p.65) (meat preparations).

3. Council Decision 79/542/EEC (see paragraph 4 of Part II) (minced meat).

Third Country Establishments from which minced meat and meat preparations may be imported

4. Commission Decision 95/408/EC (see paragraph 5 of Part II).

5. Commission Decision 1999/710/EC (OJ No. L281, 4.11.1999, p.82) as last amended by the Commission Decision 2004/381/EC (OJ No L144, 30.4.20043, p.8).

PART VIII

MISCELLANEOUS PRODUCTS

General

1. Council Directive 92/118/EEC laying down animal and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A(1) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC (OJ No. L62, 15.3.93, p.49) as last amended by Commission Regulation (EC) No 445/2004 (OJ No. L72, 11.3.2004, p.60).

2. Council Directive 91/495/EEC concerning public health and animal health problems affecting the production and placing on the market of rabbit meat and farmed game meat (OJ No. L268,

24.9.91, p.41), as last amended by the Act of Accession (see paragraph 2 of Part I) and read with Council Directive 2002/99/EC (see paragraph 7 of Part 1).

3. Commission Decision 2000/609/EC laying down animal and public health conditions and veterinary certification for imports of farmed ratite meat and amending Decision 94/85/EC drawing up a list of third countries from which Member States authorise imports of fresh poultry-meat (OJ No. L258, 12.10.2000, p.49) as last amended by Commission Decision 2004/415/EC (OJ No. L151, 30.4.2004, p.70).

Third countries from which products covered by Council Directive 92/118/EEC may be imported

4. Commission Decision 2003/812/EC (OJ No. L305, 22.11.2003, p.17) as amended by Commission Decision 2004/19/EC (OJ No. L5, 9.1.2004, p. 84).

Third country establishments from which products covered by Council Directive 92/118/ EEC may be imported

5. Commission Decision 95/408/EC (see paragraph 5 of Part II).

6. Commission Decision 1999/120/EC (OJ No. L36, 10.2.1999, p.21) (animal casings) as last amended by the Act of Accession (see paragraph 2 of Part I).

7. Commission Decision 97/467/EC (OJ No. L199, 26.7.97 p.57) as last amended by Commission Decision 2004/591/EC (OJ No L263, 10.8.2004, p.21) (rabbit meat and farmed game meat).

8. Commission Decision 2001/396/EC (OJ No. L139, 23.5.2001, p.16) (ratite meat)

9. Commission Decision 2001/556/EC (OJ No L200, 25/7/2001, p23) (gelatine) as last amended by the Act of Accession (see paragraph 2 of Part 1).

10. Commission Decision 2003/779/EC (OJ No. L285, 1.11.2003, p.38) as amended by Commission Decision 2004/414/EC (OJ No L151, 30.4.2004, p.62) (animal casings).

11. Commission Decision 97/199/EC (OJ No. L84, 26.3.97, p.4) (pet-food in hermetically sealed containers).

12. Commission Decision 2000/585/EC (see paragraph 2 of Part VI) (rabbit meat and game meat).

13. Commission Decision 2000/609/EC (farmed ratite meat) (see paragraph 3 of Part VIII).

14. Commission Decision 97/38/EC (OJ No. L14, 17.1.97, p.61) (egg products).

15. Commission Decision 2000/20/EC (OJ No. L6, 11.1.2000, p.60) (gelatine) (excluding the USA).

16. Commission Decision 2003/721/EC (OJ No. L260, 11.10.2003, p.21) (collagen) (excluding the USA).

17. Commission Decision 2003/863/EC (OJ No. L325, 12.12.2003, p.46) (gelatine and collagen from the USA).

Animal by-products

18. Regulation (EC) No 1774/2002 of the European Parliament and of the Council laying down health rules concerning animal by-products not intended for human consumption (OJ No. L273, 10.10.2002, p.1) as last amended by Commission Regulation (EC) No 666/2004 (OJ No. L112,

19.4.2004, p.1) as last amended by Commission Regulation (EC) No 780/2004 (OJ No L123, 27.4.2004, p.64).

19. Regulation (EC) No 878/2004 laying down transitional measures in accordance with Regulation (EC) No 1774/2002 for certain animal by-products classified as Category 1 and 2 materials and intended for technical purposes (OJ No L162, 30.4.2004, p.62).

20. Commission Decision 2004/407/EC on transit and certification rules under Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards import from certain third countries of photographic gelatine (OJ No L151, 30.4.2004, p.11).

PART IX

GENETIC MATERIAL

Bovine material

1. Council Directive 88/407/EEC laying down the animal health requirements applicable to intra-Community trade in and imports from third countries of deep-frozen semen of domestic animals of the bovine species, (OJ No. L194, 22.7.88, p.10) as last amended by Commission Decision 2004/101/ EC (OJ No. L30, 4.2.2004, p.15).

2. Council Directive 89/556/EEC on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species (OJ No. L302, 19.10.89, p.1) as last amended by Regulation (EC) No 806/2003/EC (OJ No. L22, 16.5.2003, p.1).

3. Commission Decision 91/270/EEC drawing up a list of third countries from which Member States authorize the importation of embryos of domestic animals of the bovine species (OJ No. L134, 29.05.91 P.56) as last amended by the Act of Accession (see paragraph 2 of Part I).

4. Commission Decision 92/471/EEC concerning animal health conditions and veterinary certification for importation of bovine embryos from third countries (OJ No. L270, 15.9.92, p.27) as last amended by Commission Decision 2004/52/EC (OJ No. L10, 16.1.2004, p.67).

5. Commission Decision 92/452/EEC establishing lists of embryo collection teams approved in third countries for export of bovine embryos to the Community (OJ L250, 29.08.1992 p.40) as last amended by the Commission Decision 2004/568/EC (OJ No L252, 28.7.2004, p.5).

6. Commission Decision 2004/639/EC laying down the importation conditions of semen of domestic animals of the bovine species (OJ No L292, 15.9.2004, p.21).

Porcine material

7. Council Directive 90/429/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species (OJ No. L224, 18.8.90, p.62) as last amended by the Act of Accession (see paragraph 2 of Part I).

8. Commission Decision 94/63/EC drawing up a provisional list of third countries from which Member States authorize imports of semen, ova and embryos of the ovine, caprine and equine species, ova and embryos of the porcine species (OJ No. L28, 2.2.94, p.47) as last amended by Commission Decision 2004/211/EC (OJ No. L73, 11.3.2004, p.1).

9. Commission Decision 93/160/EEC drawing up a list of third countries from which Member States authorize the importation of semen of domestic animals of the porcine species (OJ L67, 19.03.1993 p. 27).

10. Commission Decision 2002/613/EC laying down the importation conditions of semen of domestic animals of the porcine species (OJ No. L196, 25.7.2002, p45) as last amended by Commission Decision 2004/456/EC (OJ No. L156, 30.4.2004, p.44).

Ovine and caprine material

11. Council Directive 92/65/EEC laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A (I) to Directive 90/425/EEC, (OJ No. L268, 14.9.92, p54) as amended by the Act of Accession (see paragraph 2 of Part I).

12. Commission Decision 94/63/EC (See paragraph 8 of this Part).

Equine material

13. Council Directive 92/65/EEC (See paragraph 11 of this Part).

14. Commission Decision 2004/211/EC establishing the list of third countries and parts of territory thereof from which Member States authorise import of live equidae and semen, ova and embryos of the equine species, and amending Decisions 93/195/EC and 94/63/EC (OJ No L73, 11.3.2004, p.1).

15. Commission Decision 96/539/EC on animal health requirements and veterinary certification for imports into the Community of semen of the equine species, (OJ No. L230, 11.9.96, p.23) as last amended by the Act of Accession (see paragraph 2 of Part I).

16. Commission Decision 96/540/EC on animal health requirements and veterinary certification for imports into the Community of ova and embryos of the equine species (OJ No. L230, 11.9.96, p.28) as amended by the Act of Accession (see paragraph 2 of Part I).

17. Commission Decision 2004/616/EC establishing the list of approved semen collection centres for imports of equine from third countries (OJ No L278, 27.8.2004, p.64).

PART X

FISHERY PRODUCTS

General Provisions

1. Council Directive 91/67/EEC concerning the animal health conditions governing the placing on the market of aquaculture animals and products (OJ No. L46, 19.2.91, p.1), as last amended by Council Regulation (EC) No 806/2003 (OJ No. L122, 16.5.2003, p.1).

2. Council Directive 91/492/EEC laying down the health conditions for the production and placing on the market of live bivalve molluscs (OJ No. L268, 24.9.91, p.1) as last amended by Regulation (EC) No 806/2003 (OJ No. L122, 16.5.2003, p.1).

3. Council Directive 91/493/EEC laying down the health conditions for the production and placing on the market of fishery products (OJ No. L268, 24.9.91, p.15) as last amended by the Act of Accession (see paragraph 2 of Part I).

4. Council Directive 92/48/EEC laying down minimum hygiene rules applicable to fishery products caught on board certain vessels in accordance with Article 3(1)(a)(i) of Directive 91/493/EEC (OJ No. L187, 7.7.92, p.41).

5. Commission Decision 2003/774/EC approving certain treatments to inhibit the development of pathogenic micro-organisms in bivalve molluses and marine gastropods (OJ No. L283, 31.10.03, p.78).

6. Commission Decision 93/51/EEC on the microbiological criteria applicable to the production of cooked crustaceans and molluscs and shellfish (OJ No. L13, 21.1.93, p.11).

7. Commission Decision 93/140/EEC laying down the detailed rules relating to the visual inspection for the purpose of detecting parasites in fishery products (OJ No. L56, 9.3.93, p.42).

8. Commission Decision 94/356/EC laying down detailed rules for the application of Council Directive 91/493/EEC as regards own health checks on fishery products (OJ No. L156, 23.6.94, p.50).

9. Commission Decision 95/149/EC fixing total volatile basic nitrogen (TVB-N) limit values for certain categories of fishery products and specifying the analysis methods to be used (OJ No. L97, 29.4.95, p.84).

10. Council Directive 2001/22/EC laying down the sampling methods and the methods of analysis for the official control of the levels of lead, cadmium, mercury and 3-MCPD in foodstuffs (OJ No L77, 16.3.2001, p.14) as corrected by Commission Decision 2001/873/EC (OJ No L325, 8.12.2001, p.34).

11. Commission Decision 2003/804/EC laying down the animal health conditions and certification requirements for imports of molluscs, their eggs and gametes for further growth, fattening, relaying or human consumption (OJ No. L302, 20.11.2003, p.22) as amended by Commission Decision 2004/623/EC (OJ No L280, 31.8.2004, p.26).

12. Commission Decision 2003/858/EC laying down the animal health conditions and certification requirements for imports of live fish, their eggs and gametes intended for farming, live fish of aquaculture origin and products thereof intended for human consumption (OJ No L234, 11.12.2003, p37) as amended by Commission Decision 2004/454/EC (OJ No L156, 30.4.2004, p.29).

13. Commission Decision 2004/453/EC implementing Council Directive 91/67/EC as regards measures against certain diseases in aquaculture animals (OJ No L156, 30.4.2004, p.5).

Health certification

14. Commission Decision 95/328/EC establishing health certification for fishery products from third countries which are not yet covered by a specific Decision (OJ No. L191, 12.8.95, p.32) as last amended by Commission Decision 2004/109/EC (OJ No L32, 5.2.2004, p.17).

15. Commission Decision 96/333/EC establishing health certification of live bivalve molluscs, echinoderms, tunicates and marine gastropods from third countries which are not covered by a specific Decision (OJ No. L127, 25.5.96, p.33) as last amended by Commission Decision 2004/119/ EC (OJ No. L36, 7.2.2004, p.56).

16. Commission Decision 98/418/EC (OJ No. L190, 4.7.98, p.53) (Uganda, Tanzania, Kenya and Mozambique).

17. Commission Decision 2000/127/EC (OJ No. L36, 11.2.2000, p.43) (Tanzania).

18. Commission Decision 2003/804/EC laying down the animal health conditions and certification requirements for imports of molluscs, their eggs and gametes for further growth, fattening, relaying or human consumption (OJ No L302, 20.11.2003, p22) as last amended by Commission Decision 2004/623/EC (OJ No L280, 31.8.2004, p.26).

19. Commission Decision 2003/858/EC laying down the animal health conditions and certification requirements for imports of live fish, their eggs and gametes intended for farming,

live fish of aquaculture origin and products thereof intended for human consumption (OJ No L324, 11.12.2003, p.37) as amended by Commission Decision 2004/454/EC (OJ No L156, 30.4.2004, p.29).

Third Country Equivalence

20. Commission Decision 97/20/EC establishing the list of third countries fulfilling the equivalence conditions for the production and placing on the market of bivalve molluscs, echinoderms, tunicates and marine gastropods (OJ No. L6, 10.1.97, p.46) as last amended by Commission Decision 2002/469/EC (OJ No L163, 21.6.2002, p.16).

Third countries from which fishery products may be imported

21. Commission Decision 97/296/EC drawing up a list of third countries from which the import of fishery products is authorised for human consumption (OJ No. L122, 14.5.97, p.21), as last amended by Commission Decision 2004/359/EC (OJ No L113, 20.4.2004, p.45).

Third country establishments from which fishery products may be imported

22. Commission Decision 95/408/EC (see paragraph 5 of Part II).

Special import conditions for fishery products

23. Albania — Commission Decision 95/90/EC (OJ No. L70, 30.3.95, p.27) as last amended by Commission Decision 95/235/EC (OJ No. L156, 7.7.95, p.82).

24. Argentina — Commission Decision 93/437/EC (OJ No. L202, 12.8.93, p.42), as last amended by Commission Decision 97/276/EC (OJ No. L108, 25.4.97, p.53).

25. Australia — Commission Decision 97/426/EC (OJ No. L183, 11.7.97, p.21) as amended by Commission Decision 1999/403/EC (OJ No. L151, 18.6.1999, p.35).

26. Bangladesh—— Commission Decision 98/147/EC (OJ No. L46, 17.2.98, p.13).

27. Belize—Commission Decision 2003/759/EC (OJ No. L273, 24.10.2003, p.18).

28. Brazil— Commission Decision 94/198/EC (OJ No. L93, 12.4.94, p.26) as last amended by Commission Decision 96/193/EC (OJ No. L61, 12.3.96, p.43).

29. Bulgaria—— Commission Decision 2002/472/EC (OJ No. L163, 21.6.2002, p.24).

30. Canada—— Commission Decision 93/495/EC (OJ No. L232, 15.9.93, p.43) as last amended by Commission Decision 2000/659/EC (OJ No. L276, 28.10.2000, p.81).

31. Cape Verde—— Commission Decision 2003/763/EC (OJ No. L273, 24.10.2003, p.38).

32. Chile— Commission Decision 93/436/EC (OJ No. L202, 12.8.93, p.31) as last amended by Commission Decision 2000/61/EC (OJ No. L22, 27.1.2000, p.62).

33. China—— Commission Decision 2000/86/EC (OJ No. L26, 2.2.2000, p.26) as amended by Commission Decision 2000/300/EC (OJ No. L97, 19.4.2000, p.15).

34. Colombia—— Commission Decision 94/269/EC (OJ No. L115, 6.5.94, p.38) as last amended by Commission Decision 1999/486/EC (OJ No. L190, 23.7.1999, p.32).

35. Costa Rica—— Commission Decision 2002/854/EC (OJ No. L301, 5.11.2002, p.1).

36. Croatia—— Commission Decision 2002/25/EC (OJ No. L11, 15.1.2002, p.25).

37. Cuba— Commission Decision 98/572/EC (OJ No. L277, 14.10.98, p.44).

38. Egypt—— Commission Decision 2004/38/EC (OJ No. L8, 14.1.2004, p.17).

39. Equator—— Commission Decision 94/200/EC (OJ No. L93, 12.4.94, p.34) as last amended by Commission Decision 96/31/EC (OJ No. L9, 12.1.96, p.6).

40. Falkland Islands—— Commission Decision 98/423/EC (OJ No. L190, 4.7.98, p.76).

41. French Polynesia—— Commission Decision 2003/760/EC (OJ No. L273, 24.10.2003, p.23).

42. Gabon—— Commission Decision 2002/26/EC (OJ No. L11, 15.1.2002, p.31).

43. Gambia— Commission Decision 96/356/EC (OJ No. L137, 8.6.96, p.31).

44. Ghana—— Commission Decision <u>98/421/EC</u> (OJ No. L190, 4.7.98, p.66).

45. Greenland—— Commission Decision 2002/856/EC (OJ No. L301, 5.11.2002, p.11).

46. Guatemala—— Commission Decision 98/568/EC (OJ No. L277, 14.10.98, p.26) as amended by Commission Decision 1999/487/EC (OJ No. L190, 23.7.1999, p.36).

47. Guinea—— Commission Decision 2001/634/EC (OJ No. L221, 17.8.2001, p.50) as amended by Commission Decision 2002/61/EC (OJ No. L24, 26.1.2002, p.59).

48. Guyana—— Commission Decision 2004/40/EC (OJ No L8, 14.1.2004, p.27).

49. Honduras— Commission Decision 2002/861/EC (OJ No. L301, 5.11.2002, p.43).

50. India— Commission Decision 97/876/EC (OJ No. L356, 31.12.97, p.57).

51. Indonesia—— Commission Decision 94/324/EC (OJ No. L145, 10.6.94, p.23) as last amended by Commission Decision 2001/254/EC (OJ No. L91, 31.3.2001, p.85).

52. Iran— Commission Decision 2000/675/EC (OJ No. L280, 4.11.2000, p.63).

53. Ivory Coast—— Commission Decision 96/609/EC (OJ No. L269, 22.10.96, p.37).

54. Jamaica—— Commission Decision 2001/36/EC (OJ No. L10, 13.1.2001, p.59).

55. Japan— Commission Decision 95/538/EC (OJ No. L304, 16.12.95, p.52) as amended by Commission Decision 2002/471/EC (OJ No L163, 21.6.2002, p.21).

56. Kazakhstan— Commission Decision 2002/862/EC (OJ No. L301, 5.11.2002, p.48) as last amended by Commission Decision 2003/905/EC (OJ No. L340, 24.12.2003, p.74).

57. Kenya—— Commission Decision 2004/39/EC (OJ No. L8, 14.1.2004, p.22).

58. Korea— Commission Decision 95/454/EC (OJ No. L264, 7.11.95, p.37) as last amended by Commission Decision 2001/818/EC (OJ No. L307, 24.11.2001, p.20).

59. Madagascar—— Commission Decision 97/757/EC (OJ No. L307, 12.11.97, p.33).

60. Malaysia—— Commission Decision 96/608/EC (OJ No. L269, 22.10.96, p.32).

61. Maldives—— Commission Decision 98/424/EC (OJ No. L190, 4.7.98, p.81) as amended by Commission Decision 2001/252/EC (OJ No. L91, 31.3.2001, p.78).

62. Mauritania — Commission Decision 96/425/EC (OJ No. L175, 13.7.96, p.27).

63. Mauritius—— Commission Decision <u>99/276/EC</u> (OJ No. L108, 27.4.1999, p.52) as amended by Commission Decision <u>2000/84/EC</u> (OJ No. L26, 2.2.2000, p.18).

64. Mayotte—— Commission Decision 2003/608/EC (OJ No. L210, 20.08.2003 p.25).

65. Mexico— Commission Decision 98/695/EC (OJ No. L332, 8.12.98, p.9) as amended by Commission Decision 2001/819/EC (OJ No. L307, 24.11.2001, p.22).

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66. Morocco— Commission Decision 95/30/EC (OJ No. L42, 24.2.95, p.32) as last amended by Commission Decision 2004/367/EC (OJ No. L114, 21.4.2004, p.36).

67. Mozambique— Commission Decision 2002/858/EC (OJ No. L301, 5.11.2002, p. 24).

68. Namibia Commission Decision 2000/673/EC (OJ No. L280, 4.11.2000, p52).

69. Netherlands Antilles Commission Decision 2003/762/EC (OJ No. L273, 24.10.2003, p.33).

70. New Caledonia—— Commission Decision 2002/855/EC (OJ No. L301, 5.11.2002, p.6).

71. New Zealand——Commission Decision 94/448/EC (OJ No. L184, 20.7.94, p.16) as last amended by Commission Decision 1999/402/EC (OJ No. L151, 18.6.1999, p.31).

72. Nicaragua— Commission Decision 2001/632/EC (OJ No. L221, 17.8.2001, p.40).

73. Nigeria— Commission Decision 98/420/EC (OJ No. L190, 4.7.98, p.59).

74. Oman—— Commission Decision 99/527/EC (OJ No. L203, 3.8.1999, p.63).

75. Pakistan—— Commission Decision 2000/83/EC (OJ No. L26, 2.2.2000, p.13).

76. Papua New Guinea— Commission Decision 2002/859/EC (OJ No. L301, 5.11.2002, p. 33).

77. Panama—— Commission Decision 99/526/EC (OJ No L203, 3.8.1999, p.58).

78. Peru—— Commission Decision 95/173/EC (OJ No. L116, 23.5.95, p.41) as amended by Commission Decision 95/311/EC (OJ No. L186, 5.8.95, p.78).

79. Philippines—— Commission Decision 95/190/EC (OJ No. L123, 3.6.95, p.20) as amended by Commission Decision 96/256/EC (OJ No. L86, 4.4.96, p.83).

80. Romania— Commission Decision 2004/361/EC (OJ No L113, 20.4.2004, p.54).

81. Russia—— Commission Decision <u>97/102/EC</u> (OJ No. L35, 5.2.97, p.23) as last amended by Commission Decision <u>2002/941/EC</u> (OJ No L325, 30.11.2002, p.45).

82. Saint Pierre et Miquelon— Commission Decision 2003/609/EC (OJ No. L210, 20.8.03, p.30).

83. Senegal—— Commission Decision 96/355/EC (OJ No. L137, 8.6.96, p.24).

84. Serbia and Montenegro—— Commission Decision 2004/37/EC (OJ No. L8, 14.1.2004, p.12).

85. Seychelles— Commission Decision 99/245/EC (OJ No. L91, 7.4.1999, p.40).

86. Singapore— Commission Decision 94/323/EC (OJ No. L145, 10.6.94, p.19) as last amended by Commission Decision 2000/660/EC (OJ No. L276, 28.10.2000, p.85).

87. South Africa—— Commission Decision 96/607/EC (OJ No. L269, 22.10.96, p.23).

88. Sri Lanka—— Commission Decision 2003/302/EC (OJ No. L110, 03.05.03, p.6).

89. Suriname— Commission Decision 2002/857/EC (OJ No. L301, 5.11.2002, p.19).

90. Switzerland—— Commission Decision 2002/860/EC (OJ No. L301, 5.11.2002, p.38).

91. Taiwan— Commission Decision 94/766/EC (OJ No. L305, 30.11.94, p.31) as last amended by Commission Decision 1999/529/EC (OJ No. L203, 3.8.1999, p.73).

92. Tanzania—— Commission Decision 98/422/EC (OJ No. L190, 4.7.98, p.71).

93. Thailand—— Commission Decision 94/325/EC (OJ No. L145, 10.6.94, p.30) as last amended by Commission Decision 97/563/EC (OJ No. L232, 23.8.97, p.12).

94. Tunisia—— Commission Decision <u>98/570/EC</u> (OJ No. L277, 14.10.98, p.36) as last amended by Commission Decision <u>2002/819/EC</u> (OJ No. L281, 19.10.2002, p.18).

95. Turkey—— Commission Decision 2002/27/EC (OJ No. L11, 15.1.2002, p.36).

96. Uganda—— Commission Decision 2001/633/EC (OJ No. L221, 17.8.2001, p.45).

97. United Arab Emirates—— Commission Decision 2003/761/EC (OJ No L273, 24.10.2003, p.28).

98. Uruguay— Commission Decision 96/606/EC (OJ No. L269, 22.10.96, p.18) as amended by Commission Decision 2002/20/EC (OJ No. L10, 12.1.2002, p.75).

99. Venezuela—— Commission Decision 2000/672/EC (OJ No. L280, 4.11.2000, p.46) as amended by Commission Decision 2002/833/EC (OJ No. L285, 23.10.2002, p.22).

100. Vietnam——Commission Decision 99/813/EC (OJ No. L315, 9.12.1999, p.39) as last amended by Commission Decision 2004/267/EC (OJ No. L83, 20.3.2004, p.26).

101. Yemen— Commission Decision 99/528/EC (OJ No. L203, 3.8.1999, p.68).

102. Zimbabwe— Commission Decision 2004/360/EC (OJ No L113, 20.4.2004, p.48).

Special import conditions for bivalve molluscs

103. Australia — Commission Decision 97/427/EC (OJ No. L183, 11.7.97, p.38) as amended by Commission Decision 1999/531/EC (OJ No. L203, 3.8.1999, p.77).

104. Chile—— Commission Decision 96/675/EC (OJ No. L313, 3.12.96, p.38).

105. Japan— Commission Decision 2002/470/EC (OJ No L163, 21.6.2002, p.19).

106. Jamaica—— Commission Decision 2001/37/EC (OJ No. L10, 13.1.2001, p.64).

107. Korea— Commission Decision 95/453/EC (OJ No. L264, 7.11.95, p.35) as last amended by Commission Decision 2001/676/EC (OJ No. L236, 5.9.2001, p.18).

108. Morocco— Commission Decision 93/387/EC (OJ No. L166, 8.7.93, p.40) as last amended by Commission Decision 96/31/EC (OJ No. L9, 12.1.96, p.6).

109. Peru—— Commission Decision 2004/30/EC (OJ No. L6, 10.1.2004, p.53).

110. Thailand—— Commission Decision 97/562/EC (OJ No. L 232, 23.8.97, p.9).

111. Tunisia—— Commission Decision <u>98/569/EC</u> (OJ No. L 277, 14.10.98, p.31) as amended by Commission Decision <u>2002/819/EC</u> (OJ No. L281, 19.10.2002, p.18).

112. Turkey—— Commission Decision 94/777/EC (OJ No. L312, 6.12.94, p.35) as last amended by Commission Decision 1999/767/EC (OJ No. L302, 25.11.1999, p.26).

113. Uruguay—— Commission Decision 2002/19/EC (OJ No. L10, 12.1.2002, p.73).

114. Vietnam—Commission Decision 2000/333/EC (OJ No. L114, 13.5.2000, p.42) as amended by Commission Decision 2004/263/EC (OJ No. L81, 19.3.2004, p.88).

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SCHEDULE 2

Regulation 8(3)(c)

Equivalence Decisions

1. Council Decision 1999/201/EEC on the conclusion of the Agreement between the European Community and the Government of Canada on sanitary measures to protect public and animal health in respect of trade in live animals and animal products (OJ No. L71, 18.3.1999, p.1).

2. Council Decision 97/132/EC on the conclusion of the Agreement between the European Community and New Zealand and sanitary measures applicable to trade in live animals and animal products (OJ No. L57, 26.2.97, p.4) as last amended by Council Decision 1999/837/EC (OJ No. L332, 23.12.99, p.1).

3. Council Decision 2002/957/EC on the conclusion of an Agreement in the form of Exchange of Letters concerning the amendment to the Annexes to the Agreement between the European Community and New Zealand on sanitary measures applicable to trade in live animals and animal products (OJ No. L333, 10.12.02, p.13).

4. Commission Decision 2003/56/EC (see paragraph 6 of Part I of Schedule 1).

SCHEDULE 3

Regulations, 53 and 54

Calculation of Charges for Veterinary Checks

PART I

COSTS COVERED BY THE CHARGES

1. For the purposes of this Schedule "the actual cost" of the veterinary checks carried out on a consignment at a border inspection post means the aggregate of—

- (a) the proportion properly attributable to those veterinary checks of the cost of any items listed in paragraph 2 below which relate partly to those veterinary checks; and
- (b) the full cost of any items listed in paragraph 2 below which relate wholly to those veterinary checks.
- 2. The items referred to in paragraph 1 above are the following—
 - (a) the salaries and fees, together with overtime payments and employers' national insurance and superannuation contributions, of all staff directly involved in carrying out veterinary checks, and of all staff engaged in the management or administration of veterinary checks, at the border inspection post;
 - (b) recruiting and training the staff referred to in item (a);
 - (c) travel and related incidental expenses incurred in carrying out the veterinary checks, except where incurred by a person attending his normal place of work;
 - (d) office accommodation, equipment and services for staff involved in carrying out veterinary checks at the border inspection post, including depreciation of office furniture and equipment and the cost of information technology, stationery and forms;
 - (e) protective clothing and equipment used in carrying out the veterinary checks;
 - (f) laundering the protective clothing referred to in item (e);

- (g) sampling, and testing and analysing samples (except sampling and testing for the presence of salmonella);
- (h) routine invoicing and collection of charges for veterinary checks at the border inspection posts; and
- (i) providing payroll and personnel services in connection with the employment of staff carrying out veterinary checks at the border inspection post.

PART II

CONSIGNMENTS FROM NEW ZEALAND

The charge for veterinary checks carried out on a consignment introduced into the customs territory of the Community from New Zealand shall be 1.5 euro for each tonne of the consignment, subject to a minimum of 30 euro and a maximum of 350 euro, save that where the actual cost of the veterinary checks carried out on a consignment exceeds 350 euro, the amount of the charge shall be the actual cost.

PART III

MEAT AND MEAT PRODUCTS

The charge for veterinary checks carried out on a consignment (other than a consignment to which Part II of this Schedule applies) covered by—

- (a) Chapter III of Council Directive 71/118/EEC on health problems affecting trade in fresh poultrymeat (OJ No L55, 8.3.71, p.23) as amended and updated by Council Directive 92/116/EEC (OJ No L62, 15.3.93, p.1) and last amended by Council Directive 97/79/EC (OJ No L24, 30.1.98, p.31),
- (b) Council Directive 72/462/EEC on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat or meat products from third countries (OJ No L302, 31.12.72, p 28, as last amended by Council Regulation (EC) No 1452/2001, OJ No L198, 21.7.2001, p 11),
- (c) Chapter III of Council Directive 92/45/EEC on public health and animal health problems relating to the killing of wild game and the placing on the market of the wild game meat (OJ No L268, 14.9.92, p 35) as last amended by Council Directive 97/79/EC (OJ No L24, 30.1 98, p.1), or
- (d) Chapter 11 of Annex I to Council Directive 92/118/EEC laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A(1) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC, as last amended by Commission Decision 2003/721/EC (OJ No. L260, 11.10.2003, p.21) shall be—
 - (i) 30 euro,
 - (ii) 5 euro per tonne of the consignment, or
 - (iii) the actual cost of the veterinary checks carried out on the consignment,

whichever is the greatest.

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PART IV

FISHERY PRODUCTS

The charge for veterinary checks carried out on a consignment of fishery products falling under Chapter II of Council Directive 91/493/EEC laying down the health conditions for the production and the placing on the market of fishery products (OJ No L268, 24.9.91, p.15) as last amended by Council Directive 97/79/EC (OJ No L24, 30.1.98, p.31), other than a consignment to which Part II of this Schedule applies shall be—

- (a) 30 euro,
- (b) 5 euro per tonne of the consignment for the first 100 tonnes plus—
 - (i) 1.5 euro per additional tonne if the consignment has undergone no preparation other than gutting; or
 - (ii) 2.5 euro per additional tonne in other cases; or
- (c) the actual cost of the veterinary checks carried out on the consignment,

whichever is the greatest.

PART V

ALL OTHER PRODUCTS

The charge for veterinary checks carried out on a consignment, other than a consignment to which Part II, III or IV of this Schedule applies, shall be the actual cost of the veterinary checks carried out on the consignment.

SCHEDULE 4

Provisions Where Due Diligence Defence is Available

Regulations—

- 15 (Prohibition of non-conforming products)
- 16 (Prohibition of introduction of products except at border inspection posts)
- 17 (Advance notice of introduction or presentation)
- 18(1) and (2) (Presentation of products at border inspection posts)
- 20(1) (Common veterinary entry document to accompany consignment)
- 29(2) (Disposal of unused catering supplies)
- 37(3) and (4) (Products transported under supervision)
- 38(2), (4) and (5) (Transhipment of products intended for import)
- 40 (Prior authorisation of transit)
- 42(2)(a) and (c) (Movement of transit products)
- 45(1) (Additional information for products intended for warehouses)

51(3) (Movement of returned products)

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Changes and effects yet to be applied to :

- sch 1 am by S.I. 2006/1349 reg 2

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Order revoked by S.I. 2007/376 reg. 71

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 Pt. 8 para. 3A inserted by S.I. 2005/3395 reg. 2(2)
- Sch. 1 Pt. 8 para. 18 substituted by S.I. 2005/3395 reg. 2(3)