

COMMISSION DECISION

of 22 December 2000

laying down special conditions governing imports of fishery products originating in the Czech Republic

(notified under document number C(2000) 4085)

(Text with EEA relevance)

(2001/39/EC)

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 97/79/EC ⁽²⁾, and in particular Article 11 thereof,

Whereas:

- (1) A Commission expert has conducted an inspection visit to the Czech Republic to verify the conditions under which fishery products are produced, stored and dispatched to the Community.
- (2) The provisions of legislation of the Czech Republic on health inspection and monitoring of fishery products may be considered equivalent to those laid down in Directive 91/493/EEC.
- (3) In the Czech Republic the State Veterinary Administration (SVA) is capable of effectively verifying the application of the laws in force.
- (4) 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.
- (5) 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/registration number of the establishment, factory vessel, cold store or freezer vessel of origin.
- (6) Pursuant to Article 11(4)(c) of Directive 91/493/EEC a list of approval establishments, factory vessels, or cold stores must be drawn up, and a list of freezer vessels equipped in accordance with points 1 to 7 of Annex II to Directive 92/48/EEC ⁽³⁾ must be also drawn up. These limits must be drawn up on the basis of a communication from the SVA to the Commission. It is therefore for the SVA to ensure compliance with the provisions laid down to that end in Article 11(4) of Directive 91/493/EEC.

- (7) The SVA 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.
- (8) The imports of fishery products from the Czech Republic are mainly constituted of live freshwater fish (mainly carp) from fish farms intended for direct human consumption or for direct processing, it is necessary to provide specific import conditions and certification requirement to prevent the introduction of disease affecting aquaculture animals which could be introduced in the Community when importing live animals for human consumption.
- (9) The special import conditions should apply without prejudice to Decisions taken pursuant 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 ⁽⁴⁾, as last amended by Directive 98/45/EC ⁽⁵⁾.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

The State Veterinary Administration (SVA) shall be the competent authority in the Czech Republic for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.

Article 2

1. Notwithstanding the provisions designed to protect animal health, fishery and aquaculture products originating in the Czech Republic must meet the following conditions.

- 1.1. Each consignment must be accompanied by a numbered original health certificate, duly completed, signed, dated and comprising a single sheet in accordance with the model in Annex A hereto.

⁽¹⁾ OJ L 268, 24.9.1991, p. 15.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 187, 7.7.1992, p. 41.

⁽⁴⁾ OJ L 46, 19.2.1991, p. 1.

⁽⁵⁾ OJ L 189, 3.7.1998, p. 12.

- 1.2. The products must come from approved establishments, factory vessels, cold stores or registered freezer vessels listed in Annex B hereto.
 - 1.3. Except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the words 'CZECH REPUBLIC' and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters.
 - 1.4. Additionally, each container of live fish must bear a label containing the following statement. 'Only for direct human consumption or direct processing. Shall not be reimmersed in Community waters'.
2. Member States shall ensure that live fish imported from the Czech Republic are not reimmersed in Community waters.

Article 3

1. Certificates as referred to in Article 2(1) must be drawn up in at least one official language of the Member State where the checks are carried out.

2. Certificate must bear the name, capacity and signature of the representative of the SVA and the latter's official stamp in a colour different from that of other endorsements.

Article 4

This Decision shall come into effect 60 days after its publication in the *Official Journal of the European Communities*.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2000.

For the Commission

David BYRNE

Member of the Commission

ANNEX A

HEALTH CERTIFICATE

for fishery and aquaculture products originating in the CZECH REPUBLIC and intended for export to the European Community, excluding bivalve molluscs, echinoderms, tunicates and marine gastropods in whatever form

Reference No:

Country of dispatch: CZECH REPUBLIC

Competent authority: State Veterinary Administration (SVA)

I. Details identifying the fishery products

- Description of fishery/aquaculture products ⁽¹⁾:
- species (scientific name):
- presentation of product and type of treatment ⁽²⁾:
- Code number (where available):
- Type of packaging:
- Number of packages:
- Net weight:
- Requisite storage and transport temperature:

II. Origin of products

Name(s) and official approval/registration number(s) of establishment(s), factory vessel(s), or cold store(s) approved or freezer vessel(s) registered by the SVA for export to the EC:

.....

.....

.....

III. Destination of products

The products are dispatched

from:
(place of dispatch)

to:
(country and place of destination)

by the following means of transport:

Name and address of dispatcher:

.....

Name of consignee and address at place of destination:

.....

⁽¹⁾ Delete where applicable.
⁽²⁾ Live, refrigerated, frozen, salted, smoked, preserved.

IV. Health attestation

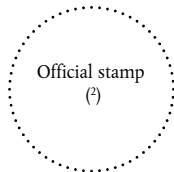
- The official inspector hereby certifies that the fishery or aquaculture products specified above:
 1. were caught and handled on board vessels in accordance with the health rules laid down by Directive 92/48/EEC;
 2. were landed, handled and where appropriate packaged, prepared, processed, frozen, thawed and stored hygienically in compliance with the requirements laid down in Chapters II, III and IV of the Annex to Directive 91/493/EEC;
 3. have undergone health controls in accordance with Chapter V of the Annex to Directive 91/493/EEC;
 4. are packaged, marked, stored and transported in accordance with Chapters VI, VII and VIII of the Annex to Directive 91/493/EEC;
 5. do not come from toxic species or species containing biotoxins;
 6. have satisfactorily undergone the organoleptic, parasitological, chemical and microbiological checks laid down for certain categories of fishery products by Directive 91/493/EEC and in the implementing decisions thereto.
- The undersigned official inspector hereby declares that he is aware of the provisions of Directives 91/493/EEC and 92/48/EEC and Decision 2001/39/EC.

V. Animal health attestation ⁽¹⁾

The official inspector hereby certifies that the live fish or aquaculture animals specified above:

1. are intended only for direct human consumption or direct processing and cannot be released in open waters in the Community;
2. these animals did not show clinical signs of disease on the day of loading.

Done at , on
(Place) (Date)



.....
Signature of official inspector (2)

.....
(Name in capital letters, capacity and qualifications of person signing)

(1) Only for live fish or aquaculture animals intended for direct human consumption or direct processing.
 (2) The colour of the stamp and signature must be different from that of the other particulars in the certificate.

ANNEX B

LIST OF ESTABLISHMENTS AND VESSELS

Approval No	Name	City Region	Category
CZ 425	Rybárství Trebon a.s.	TREBON JINDRICHUV HRADEC	PP
CZ 429	Rybárství Telc, a.s.	TELC JIHLAVA	PP
CZ 430	Ing. Savo Mardesic-Antun Mardesic	PRAHA 4	PP
CZ 433	Rybníkářství Pohorelice, a.s.	POHORELICE BRECLAV	PP
CZ 435	Zpracovna ryb Klatovy-Tajanov	KLATOVY KLATOVY	PP
CZ 438	Lísno s.r.o., Konopiste	BENESOV BENESOV	PP
CZ 1001	Blatenská ryba s.r.o.	BLATNA STRAKONICE	PP
CZ 1002	Rybníkářství Hluboká a.s.	HLUBOKA N. VLTAVOU CESKE BUDEJOVICE	PP
CZ 1003	Rybárství Tábor a.s.	TABOR TABOR	PP
CZ 1004	Rybárství Trebon a.s.	TREBON JINDRICHUV HRADEC	PP
CZ 1005	Klatovské rybárství a.s.	KLATOVY KLATOVY	PP
CZ 1006	Ceské rybárství s.r.o. Mariánské Lázně	MARIÁNSKÉ LÁZNE CHEB	PP
CZ 1007	Rybárství Chlumeck nad Cidl. A.s.	CHLUMEC NAD. CIDL. HRADEC KRÁLOVÉ	PP
CZ 1008	Rybníkářství Pohorelice a.s.	POHORELICE BRECLAV	PP
CZ 1009	Rybárství Telc a.s.	TELC JIHLAVA	PP
CZ 1010	Rybárství Velké Mezířící a.s.	VELKE MEZIRICI ZDAR NAD SAZAVOU	PP
CZ 1013	Výzkumný ústav rybářský a hydrobiologický Jihočeské university se sídlem ve Vodnanech	VODNANY STRAKONICE	PP
CZ 1014	Skolní rybárství SRS Protivín	PROTIVIN PÍSEK	PP
CZ 1015	Lísno s.r.o., Konopiste	KONOPISTE BENESOV	PP

Approval No	Name	City Region	Category
CZ 1016	Jeroným Colloredo-Mansfeld, Lesní a rybářská správa Zbiroh	ZBIROH ROKYCANY	PP
CZ 1017	Kinského rybářství s.r.o.	ZDAR N. SAZAVOU ZDAR N. SAZAVOU	PP
CZ 1018	Lesy a rybníky města Českých Budějovic s.r.o.	CESKE BUDEJOVICE CESKE BUDEJOVICE	PP
CZ 1020	Stici líhen s.r.o.	TABOR TABOR	PP
CZ 1023	Petrusz zdar s.r.o. rybářství Nové Hradý	NOVE HRADY V JIZ. CECHACH CESKE BUDEJOVICE	PP
CZ 1024	Krystof Jaroslav Kolowrat Krabowský	OPOCNO RYCHNOV N.K.	PP
CZ 1025	Ing. Dalibor Vojkovský, Rybářství Tylov	KRNOV BRUNTAL	PP
CZ 1028	Chov ryb Jistebník s.r.o.	JISTEBNIK NOVÝ JICIN	PP
CZ 1029	Ing. Vladislav Kubec KF Holýšov	HOLYSOV PELHRIMOV	PP
CZ 1030	Městské lesy	DOMAZLICE DOMAZLICE	PP
CZ 1032	Rybářství Lnáře s.r.o.	LNARE STRAKONICE	PP
CZ 1033	Rybářství Kardasova Recice, s.r.o.	KAPLICE CESKÝ KRUMLOV	PP
CZ 1036	Rybářství Ruzicka s.r.o.	ZDAR N. SAZAVOU ZDAR N. SAZAVOU	PP
CZ 1038	Městské hospodářství Vodnany, s.r.o.	VODNANY STRAKONICE	PP
CZ 1039	Karel Schwarzenbergh, Lesní správa Orlik nad Vltavou	CIMELICE PÍSEK	PP
CZ 1040	Svarc-chov ryb na oteplené vode	VELKA BYSTRICE OLOMOUC	PP
CZ 1042	Rybářství Hodonín s.r.o.	HODONÍN HODONÍN	PP
CZ 1043	Sticí líhen ESOX, s.r.o.	TABOR TABOR	PP
CZ 1044	Josef Vanek	LIBOVA TABOR	PP
CZ 1045	Sofisch-Trading, s.r.o.	SOBESLAV TABOR	PP
CZ 1046	Salmo, Zdenek Masat	TABOR TABOR	PP

Approval No	Name	City Region	Category
CZ 1047	Rybárství Litomyšl, s.r.o.	LITOMYSL SVITAVY	PP
CZ 1048	Pálava Pasohlávky, s.r.o.	PASOHLAVKY BRECLAV	PP
CZ 1050	Nieslaník a syn, Chov a prodej ryb	JABLUNKOV FRYDEK-MISTEK	PP
CZ 1052	Státní rybárství s.p. Hluboká n. Vltavou	HAVLOVICE CHRUDIM	PP
CZ 1053	Krsek Václav, Chov lososovitých ryb	KUNVALD USTI NAD ORLICI	PP
CZ 1054	Rybárství a chov drubeže, Zdenek Horák	NOVA DEDINA OLOMOUC	PP
CZ 1055	Rantep Jeseník, s.r.o.	JESENIK JESENIK	PP
CZ 1057	Ceský rybárský svaz, MO Nový Bor	NOVY BOR CESKA LIPA	PP
CZ 1058	Dvur Lnár, s.r.o.	LNARE STRAKONICE	PP
CZ 1060	Ing. Ivan Jaros, Rybníkářství	JINDRICHUV HRADEC JINDRICHUV HRADEC	PP
CZ 1062	Rybarství Jindrichuv Hradec, s.r.o.	KAMENICE NAD LIPOU PELHRIMOV	PP
CZ 1063	Rybníční hospodářství, s.r.o.	LÁZNE BOHDANEC PARDUBICE	PP
CZ 1065	Ing. Joachimsthal Martin	ZIROVNICE PELHRIMOV	PP
CZ 1066	Alcedor, s.r.o.	CESKE BUDEJOVICE CESKE BUDEJOVICE	PP
CZ 1067	Pavel Duda	TABOR TABOR	PP
CZ 1068	Rybarství Vysociny, v.o.s.	CHOTEBOR HAVLICKUV BROD	PP
CZ 3003	Fjord Bohemia, spol. s.r.o.	PRAHA 9 PRAHA	PP
CZ 3651	Lesy Hluboká n. Vltavou, a.s.	HLUBOKA N. VLTAVOU CESKE BUDEJOVICE	PP

PP: Processing plant.