

COMMISSION DECISION

of 17 May 1995

laying down special conditions governing the import of fishery and aquaculture products originating in the Philippines

(Text with EEA relevance)

(95/190/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 the the Act of Accession of Austria, Finland and Sweden, and in particular Article 11 thereof,

Whereas a group of Commission experts has conducted an inspection visit to the Philippines to verify the conditions under which fishery products are produced, stored and dispatched to the Community;

Whereas the provisions of the Philippines legislation on health inspection and monitoring of fishery products may be considered equivalent to those laid down in Directive 91/493/EEC;

Whereas the 'Bureau of Fisheries and Aquatic Resources (BFAR)', the competent authority in the Philippines is capable of effectively verifying the application of the laws in force;

Whereas 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;

Whereas, 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 number of the establishment of origin;

Whereas, pursuant to Article 11 (4) (c) of Directive 91/493/EEC, a list of approved establishments must be drawn up; whereas that list must be drawn up on the basis of a communication from the BFAR to the Commission; whereas it is therefore for the BFAR to

ensure compliance with the provisions laid down to that end in Article 11 (4) of Directive 91/493/EEC;

Whereas the BFAR has provided official assurances regarding compliance with the rules set out in Chapter V of the Annex to Directive 91/493/EEC and regarding fulfilment of requirements equivalent to those laid down by that Directive for the approval of establishments;

Whereas 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 Bureau of Fisheries and Aquatic Resources (BFAR) is recognized as the competent authority in the Philippines for verifying and certifying compliance of fishery products with the requirements of Directive 91/493/EEC.

Article 2

Fishery and aquaculture products originating in the Philippines must meet the following conditions:

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 set out in Annex A hereto;
2. the products must come from approved establishments listed in Annex B hereto;
3. except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the word 'Philippines' and the approval number of the establishment of origin in indelible letters.

Article 3

1. The certificate referred to in point 1 of Article 2 must be drawn up in at least one official language of the Member States where the checks are carried out.

(¹) OJ No L 268, 24. 9. 1991, p. 15.

2. The certificate must bear the name, capacity and signature of the representative of the BFAR and the latter's official stamp in a colour different from that of the other indications on the certificate.

Article 4

This Decision shall apply from 1 August 1995.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 17 May 1995.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX A

HEALTH CERTIFICATE

for fishery or aquaculture products originating in the Philippines and intended for export to the European Community with the exception of bivalve molluscs, echinoderms, tunicates and marine gastropods in any form

Reference No :

Country of dispatch : PHILIPPINES

Competent authority : Bureau of Fisheries and Aquatic Resources

I. Details identifying the products

Description of fishery or aquaculture products (1) :

— species (scientific name) :

— presentation of products (2) and type of treatment :

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 number(s) of establishment(s) approved by the BFAR for exports to the European Community :

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III. Destination of products

The fishery or aquaculture products (1) 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 inapplicable.

(2) Live, refrigerated, frozen, salted, smoked, preserved, etc.

IV. Health attestation

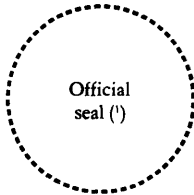
The official inspector hereby certifies that the fishery and aquaculture products specified above :

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 Directive 91/493/EEC, Directive 92/48/EEC.

Done at on

(place) (date)



.....
Signature of official inspector⁽¹⁾

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

⁽¹⁾ The colour of the stamp and signature must be different from that of the other particulars in the certificate.

ANNEX B

LIST OF ESTABLISHMENTS

Approval No	Establishment	Address	Limit date of approval
191	Manvie, Inc.	Taguig, Metro Manila	31. 7. 1996
397	Mar Fishing Company, Inc.	Zamboanga City	unlimited
432	Negros Producers Cooperative Marketing Corporation	Bacolod City	31. 7. 1996
504	Southeast Asia Food, Inc.	Valenzuela, Metro Manila	31. 7. 1996
578	Fitrite, Inc.	Caloocan City	31. 7. 1996
636	Supreme-Aqua Resources Corporation	Tacloban City	31. 7. 1996
701	Permex Producers and Exporter Corp.	Zamboanga City	unlimited
749	Marigold Commodities Corporation	San Juan, Metro Manila	31. 7. 1996
762	C. K. Marine Products	Zamboanga City	31. 7. 1996
776	Phil. Sea Food Enterprises, Inc.	Misamis Oriental	31. 7. 1996
789	Mindanao Aqua-Marine Resources Corp.	Zamboanga City	31. 7. 1996
790	Butuan HJR International Corporation	Butuan City	31. 7. 1996
1011	Dole Philippines	General Santos City	31. 7. 1996
1019	Celebes Canning Corporation	General Santos City	31. 7. 1996
1024	SMI Fish Industries, Inc.	Makati, Metro Manila	31. 7. 1996
1030	San Miguel Corporation	Bacolod City	unlimited
1040	Solid Corporation-Agri Division	Bacolod City	unlimited
11-1070	Seatrade Development Corporation	General Santos City	31. 7. 1996
9-1070	SR Seafoods International, Inc.	Zamboanga City	31. 7. 1996
1074	Top Center Processing Division	Victorias, Negros Occidental	31. 7. 1996
1077	RFM Tuna Corporation	General Santos City	31. 7. 1996
1090	AA Export & Import Corporation	Zamboanga City	31. 7. 1996
1109	Stellar Fisheries, Inc.	Negros Occidental	31. 7. 1996
1123	Top Center Processing, Inc.	Bago City, Negros Occidental	31. 7. 1996
1131	Nautica Canning Corporation	General Santos City	31. 7. 1996
1232	Oceanflight Export & Import Corp.	Mandaue City	31. 7. 1996
2042	Silver Swan Manufacturing Corporation	Malabon, Metro Manila	31. 7. 1996
2075	Ocean Aqua Marine Enterprises	Bacoar, Cavite	31. 7. 1996
2990	Marlife Export Corporation	Taguig, Metro Manila	31. 7. 1996
3390	Century Canning Corporation	Taguig, Metro Manila	31. 7. 1996
4616	Sancanco Canning Corporation	Valenzuela, Metro Manila	unlimited
5062	Erma Industries, Inc.	Navotas, Metro Manila	31. 7. 1996
8111	Unifish Export & Import	Taguig, Metro Manila	31. 7. 1996
8638	Filocean Export Corporation	Paranaque, Metro Manila	31. 7. 1996
9026	Goldfish Manufacturing Corporation	Caloocan City	31. 7. 1996
9667	Seafresh Foods	Navotas, Metro Manila	31. 7. 1996
9776	Mindanao Corporation	Novaliches, Queszon City	31. 7. 1996