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COMMISSION DECISION

of 22 April 1997

drawing up the list of third countries from which the import of fishery products is authorized for human consumption

(Text with EEA relevance)

(97/296/EC)

(OJ L 122, 14.5.1997, p. 21)

Amended by:

| | Official Journal | | |
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| | No | page | date |
| ► <u>M1</u> Commission Decision 97/429/EC of 30 June 1997 | L 184 | 53 | 12.7.1997 |
| ► <u>M2</u> Commission Decision 97/564/EC of 28 July 1997 | L 232 | 13 | 23.8.1997 |
| ► <u>M3</u> Commission Decision 97/758/EC of 6 November 1997 | L 307 | 38 | 12.11.1997 |
| ► <u>M4</u> Commission Decision 97/877/EC of 23 December 1997 | L 356 | 62 | 31.12.1997 |
| ► <u>M5</u> Commission Decision 98/148/EC of 13 February 1998 | L 46 | 18 | 17.2.1998 |
| ► <u>M6</u> Commission Decision 98/419/EC of 30 June 1998 | L 190 | 55 | 4.7.1998 |
| ► <u>M7</u> Commission Decision 98/573/EC of 12 October 1998 | L 277 | 49 | 14.10.1998 |
| ► <u>M8</u> Commission Decision 98/711/EC of 24 November 1998 | L 337 | 58 | 12.12.1998 |
| ► <u>M9</u> Commission Decision 1999/136/EC of 28 January 1999 | L 44 | 61 | 18.2.1999 |
| ► <u>M10</u> Commission Decision 1999/244/EC of 26 March 1999 | L 91 | 37 | 7.4.1999 |
| ► <u>M11</u> Commission Decision 1999/277/EC of 23 April 1999 | L 108 | 57 | 27.4.1999 |
| ► <u>M12</u> Commission Decision 1999/488/EC of 5 July 1999 | L 190 | 39 | 23.7.1999 |

▼B**COMMISSION DECISION****of 22 April 1997****drawing up the list of third countries from which the import of fishery products is authorized for human consumption****(Text with EEA relevance)**

(97/296/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 95/408/EC of 22 June 1995 on the 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 ⁽¹⁾, as amended by Decision 97/34/EC ⁽²⁾, and in particular Article 2 (2) thereof,

Whereas the Commission has fixed the special conditions for the import of fishery products applying to certain specific third countries;

Whereas Commission Decision 95/328/EC ⁽³⁾ establishes a standardized health certificate for imports of fishery products from third countries not yet covered by that type of Decision;

Whereas Commission Decision 97/20/EC ⁽⁴⁾ draws up the list of third countries from which the import of bivalve molluscs, echinoderms, tunicates and marine gastropods in whatever form intended for human consumption is authorized;

Whereas it is now necessary to draw up a list of third countries which satisfy the equivalence conditions referred to in Article 2 (2) of Decision 95/408/EC and which are therefore able to guarantee that fishery products exported to the Community meet the health requirements laid down for the protection of consumer health by Council Directive 91/493/EEC laying down the health conditions for the production and the placing on the market of fishery products ⁽⁵⁾;

Whereas that list must comprise the third countries already covered by a specific Decision and the third countries meeting the conditions laid down in Article 2 (2) for which a provisional list of authorized establishments can be drawn up in accordance with the procedure laid down in Decision 95/408/EC;

Whereas in order to avoid any disruption of the traditional pattern of trade, Article 11 (7) of Directive 91/493/EEC may continue to apply for a limited period to fishery products imported from third countries not yet included in that list;

Whereas that list of third countries is established without prejudice to Community or national rules concerning the protection of animal health or of the environment;

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 list of third countries meeting the conditions laid down in Article 2 (2) of Decision 95/408/EC on the conditions for drawing up, for an interim period, provisional lists of third country establishments from

⁽¹⁾ OJ No L 243, 11. 10. 1995, p. 17.

⁽²⁾ OJ No L 13, 16. 1. 1997, p. 33.

⁽³⁾ OJ No L 191, 12. 8. 1995, p. 32.

⁽⁴⁾ OJ No L 6, 10. 1. 1997, p. 46.

⁽⁵⁾ OJ No L 268, 24. 9. 1991, p. 15.

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which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs is hereby established in the ►**M6** Annex I ◀ hereto.

Article 2

1. Without prejudice to provisions relating to the protection of animal health or of the environment, Member States shall ensure that no fishery products in whatever form intended for human consumption are imported except from the third countries in the ►**M6** ————— ◀ list ►**M6** in the Annex I ◀.

2. Paragraph 1 shall not apply to fishery products imported from an establishment approved in accordance with the procedure laid down in Article 11 (6) of Directive 91/493/EEC.

*Article 3***▼M6**

1. Notwithstanding Article 2, Member States may continue to import, up to 31 January 1999, fishery products coming from the countries and territories included in Annex II, in accordance with Article 11(7) of Directive 91/493/EEC.

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2. Member States shall see to it that fishery products imported under the conditions laid down in paragraph 1 are marketed only on the domestic market of the importing Member State or Member States according the same derogation and that the country of origin is shown clearly on the labelling.

Article 4

This Decision shall apply from 1 July 1997.

Article 5

This Decision is addressed to the Member States.

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ANNEX

**List of countries and territories from which importation of fishery products
in any form intended for human consumption is authorised***I. Countries and territories covered by a specific Decision pursuant to Council
Directive 91/493/EC*

AL — Albania
AR — Argentina
AU — Australia
BD — Bangladesh
BR — Brazil
CA — Canada
CI — Côte d'Ivoire
CL — Chile
CO — Colombia
CU — Cuba
EC — Ecuador
EE — Estonia
FK — Falkland Islands
FO — Faroes
GH — Ghana
GM — Gambia
GT — Guatemala
ID — Indonesia
IN — India
JP — Japan
KR — South Korea
MA — Morocco
MG — Madagascar
MR — Mauritania
MU — Mauritius
MV — Maldives
MX — Mexico
MY — Malaysia
NG — Nigeria
NZ — New Zealand
PE — Peru
PH — Philippines
RU — Russia
SC — Seychelles
SG — Singapore
SN — Senegal
TH — Thailand
TN — Tunisia
TW — Taiwan
TZ — Tanzania
UY — Uruguay
ZA — South Africa

▼ **M12**II. *Countries and territories meeting the terms of Article 2(2) of Council Decision 95/408/EC*

| | |
|----|--------------------------------------|
| AG | — Antigua and Barbuda ⁽¹⁾ |
| AN | — Netherlands Antilles |
| AO | — Angola |
| AZ | — Azerbaijan ⁽²⁾ |
| BG | — Bulgaria |
| BJ | — Benin |
| BS | — Bahamas |
| BZ | — Belize |
| CH | — Switzerland |
| CM | — Cameroon |
| CN | — China |
| CR | — Costa Rica |
| CV | — Cape Verde |
| CY | — Cyprus |
| CZ | — Czech Republic |
| DZ | — Algeria |
| ER | — Eritrea |
| FJ | — Fiji |
| GA | — Gabon |
| GL | — Greenland |
| GN | — Guinea Conakri |
| HK | — Hong Kong |
| HN | — Honduras |
| HR | — Croatia |
| HU | — Hungary ⁽³⁾ |
| IL | — Israel |
| IR | — Iran |
| JM | — Jamaica |
| KE | — Kenya |
| LK | — Sri Lanka |
| LT | — Lithuania |
| LV | — Latvia |
| MM | — Myanmar |
| MT | — Malta |
| MZ | — Mozambique |
| NA | — Namibia |
| NC | — New Caledonia |
| NI | — Nicaragua |
| PA | — Panama |
| PF | — French Polynesia |
| PG | — Papua New Guinea |
| PK | — Pakistan |
| PL | — Poland |
| PM | — St Pierre and Miquelon |
| RO | — Romania |
| SB | — Solomon Islands |
| SH | — St Helena |
| SI | — Slovenia |

⁽¹⁾ Authorised only for imports of fresh fish.⁽²⁾ Authorised only for imports of caviar.⁽³⁾ Authorised only for import of live animals intended for human consumption.

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| | | |
|----|---|--|
| SR | — | Suriname |
| TG | — | Togo |
| TR | — | Turkey |
| UG | — | Uganda |
| US | — | United States of America |
| VC | — | St Vincent and Grenadines ⁽¹⁾ |
| VE | — | Venezuela |
| VN | — | Vietnam |
| ZW | — | Zimbabwe |

⁽¹⁾ Authorised only for imports of fresh fish.