

**COMMISSION IMPLEMENTING REGULATION (EU) 2019/1793****of 22 October 2019****on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries implementing Regulations (EU) 2017/625 and (EC) No 178/2002 of the European Parliament and of the Council and repealing Commission Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) 2015/175, (EU) 2017/186 and (EU) 2018/1660****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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)<sup>(1)</sup>, and in particular Article 34(6)(a), Article 47(2)(b), Article 54(4)(a) and (b) and Article 90(c) thereof,

Having regard to Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety<sup>(2)</sup>, and in particular Article 53(1)(b) thereof,

Whereas:

- (1) Regulation (EU) 2017/625 integrates into a single legislative framework the rules applicable to official controls on animals and goods entering the Union in order to verify compliance with Union agri-food chain legislation. For that purpose, it repeals and replaces Regulation (EC) No 882/2004 of the European Parliament and of the Council<sup>(3)</sup> and other Union acts governing official controls in specific areas.
- (2) Pursuant to Regulation (EU) 2017/625, certain categories of animals and goods from certain third countries are always to be presented at border control posts for official controls to be performed prior to their entry into the Union. In addition, Article 47(1)(d) and (e) of Regulation (EU) 2017/625 stipulate that goods subject to measures requiring a temporary increase of official controls or emergency measures respectively, should be subject to official controls at border control posts at their entry into the Union.
- (3) In that regard, pursuant to Regulation (EU) 2017/625, certain goods from certain third countries should be subject to a temporary increase of official controls at border control posts in those cases where the Commission has decided, by means of implementing acts, that these controls are necessary due to a known or emerging risk or because there is evidence of widespread serious non-compliance with the Union agri-food chain legislation. To that effect, the Commission should establish the list of such goods, indicating their codes from the Combined Nomenclature (CN) as laid down in Annex I to Commission Regulation (EEC) No 2658/87<sup>(4)</sup> (hereinafter, 'the list') and update the list as necessary to reflect any developments in that regard.

<sup>(1)</sup> OJ L 95, 7.4.2017, p. 1.

<sup>(2)</sup> OJ L 31, 1.2.2002, p. 1.

<sup>(3)</sup> Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules (OJ L 165, 30.4.2004, p. 1).

<sup>(4)</sup> Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

- (4) The list referred to in recital (3) should at this stage consist of an updated list of food and feed of non-animal origin set out in Commission Regulation (EC) No 669/2009<sup>(5)</sup>, which lays down rules concerning the increased level of official controls to be carried out at designated points of entry into the Union on imports of certain food and feed of non-animal origin from certain third countries. It is therefore appropriate to set out in Annex I to this Regulation the list of food and feed of non-animal origin from certain third countries to be subject to a temporary increase of official controls at the entry into the Union, in accordance with Article 47(2)(b) of Regulation (EU) 2017/625.
- (5) Moreover, the Commission should establish rules on the frequency of identity checks and physical checks for the food and feed of non-animal origin from certain third countries subject to a temporary increase of controls, in accordance with Article 54(4)(a) of Regulation (EU) 2017/625, taking into account in particular the level of risk associated with the hazard under consideration and the frequency of border rejections.
- (6) Regulation (EU) 2017/625 and delegated and implementing acts adopted pursuant to Articles 47 to 64 of that Regulation, provide for one single system of official controls which applies to the areas covered by Commission Implementing Regulations (EU) No 884/2014<sup>(6)</sup>, (EU) 2015/175<sup>(7)</sup>, (EU) 2017/186<sup>(8)</sup>, (EU) 2018/1660<sup>(9)</sup> and by Regulation (EC) No 669/2009. For this reason, and since the rules covered in these regulations are substantively linked, as they all concern the imposition of additional measures governing the entry into the Union of certain food and feed from certain third countries due to an identified risk and which apply depending on the gravity of the risk, it is appropriate to facilitate the correct and comprehensive application of the relevant rules by establishing in a single act the provisions concerning the temporary increase of official controls on certain food and feed of non-animal origin and the emergency measures currently set out in these Regulations.
- (7) The food and feed of non-animal origin subject to the emergency measures set out in Commission Implementing Regulations (EU) No 884/2014, (EU) 2015/175, (EU) 2017/186 and (EU) 2018/1660 still pose a serious risk to public health which cannot be contained satisfactorily by means of measures taken by the Member States. It is therefore appropriate to set out in Annex II to this Regulation a list of food and feed of non-animal origin subject to emergency measures which consists of the updated lists of food and feed of non-animal origin laid down in Commission Implementing Regulations (EU) No 884/2014, (EU) 2015/175, (EU) 2017/186 and (EU) 2018/1660. In addition, the scope of the entries in the aforementioned lists should be amended to include forms of the products other than the ones currently laid down therein, where those other forms present the same risk. It is therefore appropriate to amend all the entries concerning groundnuts to include oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil, as well as the entry concerning peppers from India to include roasted peppers (sweet or other than sweet).
- (8) With a view to ensure a proper control of the risks to public health, compound food containing any of the food of non-animal origin listed in Annex II to this Regulation due to the risk of contamination by aflatoxins, in a quantity above 20 % of either a single product or as the sum of products listed, and falling within the CN Codes laid down in Annex II should also be included in the list referred to in recital 7.
- (9) Moreover, the Commission should establish rules on the frequency of identity checks and physical checks for the food and feed subject to emergency measures pursuant to this Regulation, in accordance with Article 54(4)(b) of Regulation (EU) 2017/625. It is therefore appropriate to establish such rules in this Regulation, taking into account in particular the level of risk associated with the hazard under consideration and the frequency of border rejections.

<sup>(5)</sup> Commission Regulation (EC) No 669/2009 of 24 July 2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and amending Decision 2006/504/EC (OJ L 194, 25.7.2009, p. 11).

<sup>(6)</sup> Commission Implementing Regulation (EU) No 884/2014 of 13 August 2014 imposing special conditions governing the import of certain feed and food from certain third countries due to contamination risk by aflatoxins and repealing Regulation (EC) No 1152/2009 (OJ L 242, 14.8.2014, p. 4).

<sup>(7)</sup> Commission Implementing Regulation (EU) 2015/175 of 5 February 2015 laying down special conditions applicable to the import of guar gum originating in or consigned from India due to contamination risks by pentachlorophenol and dioxins (OJ L 30, 6.2.2015, p. 10).

<sup>(8)</sup> Commission Implementing Regulation (EU) 2017/186 of 2 February 2017 laying down specific conditions applicable to the introduction into the Union of consignments from certain third countries due to microbiological contamination and amending Regulation (EC) No 669/2009 (OJ L 29, 3.2.2017, p. 24).

<sup>(9)</sup> Commission Implementing Regulation (EU) 2018/1660 of 7 November 2018 imposing special conditions governing the import of certain food of non-animal origin from certain third countries due to the risks of contamination with pesticides residues, amending Regulation (EC) No 669/2009 and repealing Implementing Regulation (EU) No 885/2014 (OJ L 278, 8.11.2018, p. 7).

- (10) Measures requiring a temporary increase of official controls and emergency measures set out in this Regulation should apply to food and feed intended for placing on the Union market since those goods represent a risk from a public health perspective.
- (11) As regards consignments sent as trade samples, laboratory samples or as display items for exhibitions, which are not intended to be placed on the market, consignments of a non-commercial nature intended for private use or consumption within the custom territory of the Union and consignment intended for scientific purposes, having regard to the low risk that such consignments pose to public health, it would be disproportionate to impose a requirement that these consignments be subject to official controls at border control posts and be accompanied by an official certificate or by the results of the sampling and laboratory analyses in accordance with this Regulation. However, in order to avoid misuse, this Regulation should apply to these consignments in the case where their gross weight exceeds a certain weight limit.
- (12) Measures requiring a temporary increase of official controls and emergency measures set out in this Regulation should not apply to food and feed on board means of transport operating internationally which are not unloaded and are intended for consumption by the crew and passengers since the placing on the Union market is very limited.
- (13) The maximum levels of mycotoxins, including of aflatoxins in food are established by Commission Regulation (EC) No 1881/2006<sup>(10)</sup> and in feed by Directive 2002/32/EC of the European Parliament and of the Council<sup>(11)</sup>. The maximum levels for pesticide residues are established by Regulation (EC) No 396/2005 of the European Parliament and of the Council<sup>(12)</sup>. The European Union Reference Laboratory for Dioxins and polychlorinated biphenyls (PCBs) in food and feed has carried out a study on the correlation between pentachlorophenol (PCP) and dioxins in contaminated guar gum from India. From this study it can be concluded that guar gum containing a level of PCP below the Maximum Residue Limit (MRL) of 0,01 mg/kg does not contain unacceptable levels of dioxins. Therefore compliance with the MRL on PCP, ensures in this specific case also a high level of human health protection as regards dioxins.
- (14) In relation to the rules referred to in recital (13), the provisions on sampling and analyses for the control of mycotoxins, including aflatoxins, in food are established by Commission Regulation (EC) No 401/2006<sup>(13)</sup> and in feed by Commission Regulation (EC) No 152/2009<sup>(14)</sup>. The provisions on sampling for the official control of pesticide residues are established by Commission Directive 2002/63/EC<sup>(15)</sup>. With a view to ensure uniform methods of sampling and laboratory analyses in third countries and Member States, the sampling and the analyses for food and feed required by this Regulation should be carried out in accordance with the aforementioned Union rules on sampling and analyses both in Member States and third countries.
- (15) Moreover, in order to ensure uniform sampling procedures and analytical reference methods for the control of *Salmonella* in food subject to this Regulation in third countries and Member States, this Regulation should lay down such sampling procedures and analytical reference methods.
- (16) Model official certificates for the entry into the Union of certain food and feed are laid down in Commission Implementing Regulations (EU) No 884/2014, (EU) 2015/175, (EU) 2017/186 and (EU) 2018/1660. In order to facilitate the performance of official controls at the entry into the Union it is appropriate to establish a single model official certificate for the entry into the Union of food and feed subject to special conditions for the entry into the Union pursuant to this Regulation.

<sup>(10)</sup> Commission Regulation (EC) No 1881/2006 of 19 December 2006 setting maximum levels for certain contaminants in foodstuffs (OJ L 364, 20.12.2006, p. 5).

<sup>(11)</sup> Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed (OJ L 140, 30.5.2002, p. 10).

<sup>(12)</sup> Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC (OJ L 70, 16.3.2005, p. 1).

<sup>(13)</sup> Commission Regulation (EC) No 401/2006 of 23 February 2006 laying down the methods of sampling and analysis for the official control of the levels of mycotoxins in foodstuffs, OJ L 70, 9.3.2006, p. 12.

<sup>(14)</sup> Commission Regulation (EC) No 152/2009 of 27 January 2009 laying down the methods of sampling and analysis for the official control of feed (OJ L 54, 26.2.2009, p. 1).

<sup>(15)</sup> Commission Directive 2002/63/EC of 11 July 2002 establishing Community methods of sampling for the official control of pesticide residues in and on products of plant and animal origin and repealing Directive 79/700/EEC (OJ L 187, 16.7.2002, p. 30).

- (17) Such official certificates should be issued either on paper or in electronic form. Therefore, it is appropriate to establish common requirements as regards issuance of official certificates in both cases, in addition to the requirements laid down in Chapter VII of Title II of Regulation (EU) 2017/625. In this regard, Article 90(f) of Regulation (EU) 2017/625 makes provisions for the establishment by the Commission of rules for the issuance of electronic certificates and for the use of electronic signatures including in relation to official certificates issued in accordance with this Regulation. In addition, provisions should be made in this Regulation to ensure that the requirements for official certificates not submitted in IMSOC laid down in Commission Implementing Regulation (EU) 2019/628<sup>(16)</sup> also apply to official certificates issued in accordance with this Regulation.
- (18) Model certificates are included in the electronic system TRACES, set up by Commission Decision 2003/623/EC<sup>(17)</sup>, to facilitate and accelerate administrative procedures at Union borders and to enable electronic communication between the competent authorities which helps preventing possible fraudulent or deceptive practices in respect of the official certificates. Since 2003, computer technology has evolved considerably and the TRACES system has been modified to improve the quality, processing and secure exchange of data. In accordance with Article 133(4) of Regulation (EU) 2017/625, the TRACES system is to be integrated into the Information Management System for Official Controls referred to in Article 131 of Regulation (EU) 2017/625 (IMSOC). The model official certificate laid down in this Regulation should therefore be adapted to IMSOC.
- (19) Point (c) of Article 90 of Regulation (EU) 2017/625 empowers the Commission to lay down, by means of implementing acts, rules concerning the procedures to be followed for the issuance of replacement certificates. To avoid misuse and abuse, it is important to define the cases where a replacement official certificate may be issued and the requirements that need to be met by such certificate. Such cases have been laid down in Implementing Regulation (EU) 2019/628 in relation to official certificates issued in accordance with that Regulation. With a view to ensure a coherent approach, it is appropriate to provide that, in the case of issuing replacement certificates, official certificates issued in accordance with this Regulation should be replaced in accordance with the procedures for the replacement certificates laid down in Implementing Regulation (EU) 2019/628.
- (20) Provisions should be established to regularly review whether modifications of the lists out in Annexes I and II to this Regulation, including of the frequency of identity and physical checks, are necessary. This should take into account new information related to risks and non-compliance, such as the data resulting from notifications received through the Rapid Alert System for Food and Feed (RASFF), data and information concerning consignments and the results of the documentary, identity and physical checks communicated by the Member States to the Commission, reports and information received from third countries, information resulting from the controls carried out by the Commission in third countries and information exchanged between the Commission and Member States and between the Commission and the European Food Safety Authority.
- (21) The rules to be established by the Commission in accordance with Articles 34(6)(a), 47(2)(b), and 54(4)(a) of Regulation (EU) 2017/625 are substantively linked since they all concern requirements on official controls at the entry into the Union on certain goods from certain third countries subject to a temporary increase of official controls at their entry into the Union and should therefore apply from the same date. To facilitate the correct and comprehensive application of those rules, it is appropriate to establish them in a single act.
- (22) The rules to be established by the Commission in accordance with Articles 54(4)(b) and 90 (c) of Regulation (EU) 2017/625 and with Article 53(1)(b) of Regulation (EC) No 178/2002 are substantively linked since they all concern requirements for the entry into the Union of goods subject to emergency measures pursuant to Article 53(1)(b) of Regulation (EC) No 178/2002 and should therefore apply from the same date. To facilitate the correct and comprehensive application of those rules, it is appropriate to establish them in a single act.

<sup>(16)</sup> Commission Implementing Regulation (EU) 2019/628 of 8 April 2019 concerning model official certificates for certain animals and goods and amending Regulation (EC) No 2074/2005 and Implementing Regulation (EU) 2016/759 as regards these model certificates, OJ L 131, 17.5.2019, p. 101.

<sup>(17)</sup> Commission Decision 2003/623/EC of 19 August 2003 concerning the development of an integrated computerised veterinary system known as Traces (OJ L 216, 28.8.2003, p. 58).

- (23) For the purposes of simplification and rationalization, the rules laid down in Commission Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) 2017/186, (EU) 2015/175 and (EU) 2018/1660 are consolidated into this Regulation. These Regulations should therefore be repealed and replaced with this Regulation.
- (24) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

#### SECTION 1

#### COMMON PROVISIONS

#### Article 1

#### Subject matter and scope

1. This Regulation lays down:
  - (a) the list of food and feed of non-animal origin from certain third countries subject to a temporary increase of official controls at their entry into the Union, established in Annex I, falling within the CN Codes and TARIC classifications laid down in that Annex, in accordance with Article 47(2)(b) of Regulation (EU) 2017/625;
  - (b) special conditions governing the entry into the Union of the following categories of consignments of food and feed due to the risk of contamination by mycotoxins, including aflatoxins, pesticide residues, pentachlorophenol and dioxins and microbiological contamination, in accordance with Article 53(1)(b) of Regulation (EC) No 178/2002:
    - (i) consignments of food and feed of non-animal origin from third countries or parts of those third countries listed in Table 1 to Annex II and falling within the CN Codes and TARIC classifications laid down in that Annex;
    - (ii) consignments of compound food containing any of the food listed in Table 1 to Annex II due to the risk of contamination by aflatoxins in a quantity above 20 % of either a single product or as the sum of those products and falling within the CN Codes laid down in Table 2 to that Annex;
  - (c) rules on the frequency of identity checks and physical checks for the consignments of food and feed referred to in points (a) and (b) of this paragraph;
  - (d) rules on the methods to be used for sampling and for laboratory analyses for the consignments of food and feed referred to in points (a) and (b) of this paragraph, in accordance with Article 34(6)(a) of Regulation (EU) 2017/625;
  - (e) rules concerning the model official certificate required to accompany consignments of food and feed referred to in point (b) of this paragraph and the requirements for such official certificate, in accordance with Article 53(1)(b) of Regulation (EC) No 178/2002;
  - (f) rules for the issuance of replacement official certificates required to accompany consignments of food and feed referred to in point (b) of this paragraph, in accordance with Article 90(c) of Regulation (EU) 2017/625.
2. This Regulation applies to consignments of food and feed referred to in points (a) and (b) of paragraph 1 intended for placing on the Union market.
3. This Regulation does not apply to the following categories of consignments of food and feed unless their gross weight exceeds 30 kg:
  - (a) consignments of food and feed sent as trade samples, laboratory samples or as display items for exhibitions, which are not intended to be placed on the market;
  - (b) consignments of food and feed which form part of passengers personal luggage and are intended for personal consumption or use;

(c) non-commercial consignments of food and feed sent to natural persons which are not intended to be placed on the market;

(d) consignments of food and feed intended for scientific purposes.

4. This Regulation does not apply to food and feed referred to in points (a) and (b) of paragraph 1 on board means of transport operating internationally which are not unloaded and are intended for consumption by the crew and passengers.

5. In case of doubt on the intended use of the food and feed referred in points (b) and (c) of paragraph (3), the burden of proof lies with the owner of the personal luggage and with the recipient of the consignment, respectively.

#### Article 2

##### Definitions

1. For the purposes of this Regulation, the following definitions shall apply:

(a) 'consignment' means 'consignment' as defined in Article 3(37) of Regulation (EU) 2017/625;

(b) 'placing on the market' means 'placing on the market' as defined in point (8) of Article 3 of Regulation (EC) No 178/2002.

2. However, for the purposes of Articles 7, 8, 9, 10 and 11 and of Annex IV, a 'consignment' means:

(a) a 'lot' as referred to in Annex I to Regulation (EC) No 401/2006 and in Annex I to Regulation (EC) No 152/2009, in relation to food and feed listed in Annex II due to contamination risk by mycotoxins, including aflatoxins;

(b) a 'lot' as referred to in the Annex to Directive 2002/63/EC, in relation to food and feed listed in Annex II due to contamination risk by pesticides and pentachlorophenol.

#### Article 3

##### Sampling and analyses

The sampling and the analyses to be carried out by competent authorities at border control posts or at control points referred to in Article 53(1)(a) of Regulation (EU) 2017/625, as part of physical checks on consignments of food and feed referred to in Article 1(1)(a) and (b), or in third countries for the purposes of the results of analyses which are required to accompany the consignments of food and feed referred to in Article 1(1)(b) as provided for in this Regulation shall be performed in accordance with the following requirements:

(a) for food listed in Annexes I and II due to possible contamination risk by mycotoxins, including aflatoxins, the sampling and the analyses shall be performed in accordance with Regulation (EC) No 401/2006;

(b) for feed listed in Annexes I and II due to possible contamination risk by mycotoxins, including aflatoxins, the sampling and the analyses shall be performed in accordance with Regulation (EC) No 152/2009;

(c) for food and feed listed in Annexes I and II due to possible non-compliance with the maximum allowed levels of pesticides residues the sampling shall be performed in accordance with Directive 2002/63/EC;

(d) for guar gum listed in Annex II due to possible contamination with pentachlorophenol and dioxins the sampling for the analysis of pentachlorophenol shall be performed in accordance with Directive 2002/63/EC and the sampling and analyses for the control of dioxins in feed shall be performed in accordance with Regulation (EC) No 152/2009;

(e) for food listed in Annexes I and II due to the risk of presence of *Salmonella*, the sampling and the analyses for the control of *Salmonella* shall be performed in accordance with the sampling procedures and the analytical reference methods laid down in Annex III;

- (f) the methods of sampling and analyses referred to in the footnotes to Annexes I and II shall be applied in relation to hazards other than those referred to in points (a), (b), (c), (d) and (e).

*Article 4*

**Release for free circulation**

The custom authorities shall only allow the release for free circulation of consignments of food and feed listed in Annexes I and II upon presentation of a duly finalised Common Health Entry Document (CHED) as provided for in Article 57(2)(b) of Regulation (EU) 2017/625, which confirms that the consignment is in compliance with the applicable rules referred to in Article 1(2) of that Regulation.

SECTION 2

**TEMPORARY INCREASE OF OFFICIAL CONTROLS AT BORDER CONTROL POSTS AND CONTROL POINTS ON CERTAIN FOOD AND FEED FROM CERTAIN THIRD COUNTRIES**

*Article 5*

**List of food and feed of non-animal origin**

1. Consignments of food and feed listed in Annex I shall be subject to a temporary increase of official controls at border control posts at their entry into the Union and at control points.
2. The identification of the food and feed referred to in paragraph 1 for official controls shall be made on the basis of the codes from the Combined Nomenclature and the TARIC sub-division indicated in Annex I.

*Article 6*

**Frequency of identity checks and physical checks**

1. The competent authorities at border control posts and at control points referred to in Article 53(1)(a) of Regulation (EU) 2017/625 shall carry out identity and physical checks, including sampling and laboratory analyses, on consignments of food and feed listed in Annex I at the frequency set out in that Annex.
2. The frequency of identity and physical checks set out in an entry in Annex I shall be applied as an overall frequency for all products falling under that entry.

SECTION 3

**SPECIAL CONDITIONS GOVERNING THE ENTRY INTO THE UNION OF CERTAIN FOOD AND FEED FROM CERTAIN THIRD COUNTRIES**

*Article 7*

**Entry into the Union**

1. Consignments of food and feed listed in Annex II shall only enter into the Union in accordance with the conditions laid down in this section.
2. The identification of the food and feed referred to in paragraph 1 for official controls shall be made on the basis of the codes from the Combined Nomenclature and the TARIC sub-division indicated in Annex II.
3. Consignments referred to in paragraph 1 shall be subject to official controls at border control posts at their entry into the Union and at control points.

*Article 8*

**Frequency of identity checks and physical checks**

1. The competent authorities at border control post and at control points referred to in Article 53(1)(a) of Regulation (EU) 2017/625 shall carry out identity and physical checks, including sampling and laboratory analyses, on consignments of food and feed listed in Annex II, at the frequency set out in that Annex.
2. The frequency of identity and physical checks set out in an entry in Annex II shall be applied as an overall frequency for all products falling under that entry.

3. Compound food listed in Table 2 to Annex II which contains products falling only under one entry in Table 1 to Annex II shall be subject to the overall frequency of identity and physical checks set out in Table 1 to Annex II for that entry.
4. Compound food listed in Table 2 to Annex II which contains products falling under several entries for the same hazard in Table 1 to Annex II shall be subject to the highest overall frequency of identity and physical checks set out in Table 1 to Annex II for these entries.

#### Article 9

##### Identification code

1. Each consignment of food and feed listed in Annex II shall be identified with an identification code.
2. Each individual bag or packaging form of the consignment shall be identified with that identification code.
3. By way of derogation from paragraph 2, in case of consignments of food and feed listed in Annex II due to the risk of contamination by mycotoxins and where the packaging is combining several small packages, it is not necessary for the identification code of the consignment to be mentioned individually on all the separate small packages as long as it is mentioned at least on the package combining these small packages.

#### Article 10

##### Results of sampling and analyses performed by the competent authorities of the third country

1. Each consignment of food and feed listed in Annex II shall be accompanied by the results of sampling and analyses performed on that consignment by the competent authorities of the third country of origin or of the country where the consignment is consigned from if that country is different from the country of origin.
2. On the basis of the results referred to in paragraph 1, the competent authorities shall ascertain:
  - (a) compliance with Regulation (EC) No 1881/2006 and Directive 2002/32/EC on maximum levels of relevant mycotoxins, for consignments of food and feed listed in Annex II due to contamination risk by mycotoxins;
  - (b) compliance with Regulation (EC) No 396/2005 on maximum residue levels of pesticides, for consignments of food and feed listed in Annex II due to contamination risk by pesticide residues;
  - (c) that the product does not contain more than 0,01 mg/kg pentachlorophenol (PCP), for consignments of food and feed listed in Annex II due to contamination risk by pentachlorophenol and dioxins;
  - (d) the absence of *Salmonella* in 25 g, for consignments of food listed in Annex II due to risk of microbiological contamination by *Salmonella*.
3. Each consignment of food and feed listed in Annex II due to contamination risk by pentachlorophenol and dioxins shall be accompanied by an analytical report which shall comply with the requirements set out in Annex II.

The analytical report shall include the results of the analyses referred to in paragraph 1.

4. The results of sampling and analyses referred to in paragraph 1 shall bear the identification code of the consignment to which they relate referred to in Article 9(1).
5. The analyses referred to in paragraph 1 shall be performed by laboratories accredited in accordance with the standard ISO/IEC 17025 on 'General requirements for the competence of testing and calibration laboratories'.



*Article 11***Official certificate**

1. Each consignment of food and feed listed in Annex II shall be accompanied by an official certificate in accordance with the model set out in Annex IV ('official certificate').
2. The official certificate shall comply with the following requirements:
  - a) it shall be issued by the competent authority of the third country of origin or of the third country where the consignment is consigned from if that country is different from the country of origin;
  - b) it shall bear the identification code of the consignment to which it relates referred to in Article 9(1);
  - c) it shall be issued before the consignment to which it relates leaves the control of the competent authority of the third country issuing the certificate;
  - d) it shall be valid for not more than four months from the date of issue, but in any case no longer than six months from the date of the results of the laboratory analyses referred to in paragraph 1 of Article 10.
3. An official certificate which is not submitted in the Information Management System for Official Controls referred to in Article 131 of Regulation (EU) 2017/625 (IMSOC) by the competent authority of the third country issuing the certificate shall also meet the requirements for model official certificates not submitted in IMSOC laid down in Article 3 of Implementing Regulation (EU) 2019/628.
4. Competent authorities may issue a replacement official certificate only in accordance with the rules laid down in Article 5 of Implementing Regulation (EU) 2019/628.
5. The official certificate referred to in paragraph 1 shall be completed on the basis of the notes set out in Annex IV.

## SECTION 4

**FINAL PROVISIONS***Article 12***Updates to Annexes**

The Commission shall review the lists set out in Annexes I and II on a regular basis not exceeding a period of six months, in order to take into account new information related to risks and non-compliance.

*Article 13***Repeal**

1. Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) 2017/186, (EU) 2015/175 and (EU) 2018/1660 are repealed with effect from 14 December 2019.
2. References to Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) 2017/186, (EU) 2015/175 and (EU) 2018/1660 shall be construed as references to this Regulation.
3. References to 'the designated point of entry within the meaning of point (b) of Article 3 of Regulation (EC) No 669/2009' or to 'the designated point of entry' in acts other than those referred to in paragraph 1 shall be construed as references to a 'border control post' within the meaning of Article 3(38) of Regulation (EU) 2017/625.
4. References to 'the common entry document (CED) referred to in point (a) of Article 3 of Regulation (EC) No 669/2009', to 'the common entry document (CED) referred to in Annex II to Regulation (EC) No 669/2009' or to 'the common entry document (CED)' in acts other than those referred to in paragraph 1 shall be construed as references to the 'Common Health Entry Document (CHED)' referred to in Article 56 of Regulation (EU) 2017/625.
5. References to the definition laid down in Article 3(c) of Regulation (EC) No 669/2009 in acts other than those referred to in paragraph 1 shall be construed as references to the definition of 'consignment' laid down in Article 3(37) of Regulation (EU) 2017/625.

*Article 14***Transitional period**

1. The reporting obligations set out in Article 15 of Regulation (EC) No 669/2009, Article 13 of Regulation (EU) No 884/2014, Article 12 of Regulation (EU) 2018/1660, Article 12 of Regulation (EU) 2015/175 and Article 12 of Regulation (EU) 2017/186 shall continue to apply until 31 January 2020.

Such reporting obligations shall cover the period until 31 December 2019.

2. The reporting obligations referred to in paragraph 1 shall be deemed to be satisfied where Member States have registered in TRACES the common entry documents issued by their respective competent authorities in accordance with Regulation (EC) No 669/2009, Regulation (EU) No 884/2014, Regulation (EU) 2015/175, Regulation (EU) 2017/186 and Regulation (EU) 2018/1660 during the reporting period set out in the provisions referred to in paragraph 1.

3. Consignments of food and feed listed in Annex II accompanied by the relevant certificates issued before 14 February 2020 in accordance with the provisions of Regulation (EU) No 884/2014, Regulation (EU) 2018/1660, Regulation (EU) 2015/175 and Regulation (EU) 2017/186 respectively in force on 13 December 2019 shall be authorised for the entry into the Union until 13 June 2020.

*Article 15***Entry into force and date of application**

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 14 December 2019.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 October 2019.

*For the Commission*

*The President*

Jean-Claude JUNCKER

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## ANNEX I

**Food and feed of non-animal origin from certain third countries subject to a temporary increase  
of official controls at border control posts and control points**

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Bolivia (BO)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved <b>(Food and feed)</b>	— 2008 11 91; 2008 11 96; 2008 11 98				
— Black pepper ( <i>Piper</i> ) <b>(Food – neither crushed nor ground)</b>	— ex 0904 11 00	<b>10</b>	<b>Brazil (BR)</b>	<i>Salmonella</i> <sup>(2)</sup>	20
— Goji berries (wolfberries) ( <i>Lycium barbarum</i> L.) <b>(Food — fresh, chilled or dried)</b>	— ex 0813 40 95; ex 0810 90 75	<b>10</b> <b>10</b>	<b>China (CN)</b>	Pesticide residues <sup>(3)</sup> <sup>(4)</sup> <sup>(5)</sup>	20
— Sweet peppers ( <i>Capsicum annuum</i> ) <b>(Food – crushed or ground)</b>	— ex 0904 22 00	<b>11</b>	<b>China (CN)</b>	<i>Salmonella</i> <sup>(2bis)</sup>	20
— Tea, whether or not flavoured <b>(Food)</b>	— 0902		<b>China (CN)</b>	Pesticide residues <sup>(3)</sup> <sup>(6)</sup>	20

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Aubergines ( <i>Solanum melongena</i> ) <b>(Food – fresh or chilled)</b>	— 0709 30 00		<b>Dominican Republic (DO)</b>	Pesticide residues <sup>(3)</sup>	20
— Sweet peppers ( <i>Capsicum annuum</i> )	— 0709 60 10; 0710 80 51		<b>Dominican Republic (DO)</b>	Pesticide residues <sup>(3)</sup> <sup>(10)</sup>	50
— Peppers (other than sweet) ( <i>Capsicum</i> spp.)	— ex 0709 60 99; ex 0710 80 59	<b>20</b> <b>20</b>			
— Yardlong beans ( <i>Vigna unguiculata</i> spp. <i>sesquipedalis</i> , <i>vigna unguiculata</i> spp. <i>unguiculata</i> ) <b>(Food — fresh, chilled or frozen)</b>	— ex 0708 20 00; ex 0710 22 00	<b>10</b> <b>10</b>			
— Sweet peppers ( <i>Capsicum annuum</i> )	— 0709 60 10; 0710 80 51		<b>Egypt (EG)</b>	Pesticide residues <sup>(3)</sup> <sup>(8)</sup>	20
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99; ex 0710 80 59	<b>20</b> <b>20</b>			
— Sesame seeds ( <i>Sesamum</i> seeds) <b>(Food — fresh or chilled)</b>	— 1207 40 90		<b>Ethiopia (ET)</b>	<i>Salmonella</i> <sup>(2)</sup>	50
— Hazelnuts, in shell	— 0802 21 00		<b>Georgia (GE)</b>	Aflatoxins	50

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Hazelnuts, shelled	— 0802 22 00				
— Flour, meal and powder of hazelnuts	— ex 1106 30 90	<b>40</b>			
— Hazelnuts, otherwise prepared or preserved <b>(Food)</b>	— ex 2008 19 19; ex 2008 19 95; ex 2008 19 99	<b>30</b> <b>20</b> <b>30</b>			
— Palm oil <b>(Food)</b>	— 1511 10 90; 1511 90 11;  — ex 1511 90 19; 1511 90 99	<b>90</b>	<b>Ghana (GH)</b>	Sudan dyes <sup>(9)</sup>	50
— Okra <b>(Food – fresh, chilled or frozen)</b>	— ex 0709 99 90; ex 0710 80 95	<b>20</b> <b>30</b>	<b>India (IN)</b>	Pesticide residues <sup>(3)</sup> <sup>(10)</sup>	10
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99; ex 0710 80 59	<b>20</b> <b>20</b>	<b>India (IN)</b>	Pesticide residues <sup>(3)</sup> <sup>(11)</sup>	20
— Beans ( <i>Vigna</i> spp., <i>Phaseolus</i> spp.) <b>(Food – fresh or chilled)</b>	— 0708 20		<b>Kenya (KE)</b>	Pesticide residues <sup>(3)</sup>	5
— Chinese celery ( <i>Apium graveolens</i> ) <b>(Food — fresh or chilled herb)</b>	— ex 0709 40 00	<b>20</b>	<b>Cambodia (KH)</b>	Pesticide residues <sup>(3)</sup> <sup>(12)</sup>	50

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Yardlong beans ( <i>Vigna unguiculata</i> spp. <i>sesquipedalis</i> , <i>vigna unguiculata</i> spp. <i>unguiculata</i> ) <b>(Food — fresh, chilled or frozen vegetables)</b>	— ex 0708 20 00; ex 0710 22 00	<b>10</b> <b>10</b>	<b>Cambodia (KH)</b>	Pesticide residues <sup>(2)</sup> <sup>(13)</sup>	50
— Turnips ( <i>Brassica rapa</i> spp. <i>Rapa</i> ) <b>(Food — prepared or preserved by vinegar or acetic acid)</b>	— ex 2001 90 97;	<b>11; 19</b>	<b>Lebanon (LB)</b>	Rhodamine B	50
— Turnips ( <i>Brassica rapa</i> spp. <i>Rapa</i> ) <b>(Food — prepared or preserved by brine or citric acid, not frozen)</b>	— ex 2005 99 80	<b>93</b>	<b>Lebanon (LB)</b>	Rhodamine B	50
— Peppers (sweet or other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — dried, roasted, crushed or ground)</b>	— 0904 21 10; — ex 0904 21 90; ex 0904 22 00; ex 2008 99 99	<b>20</b> <b>11; 19</b> <b>79</b>	<b>Sri Lanka (LK)</b>	Aflatoxins	50
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Madagascar (MG)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved <b>(Food and feed)</b>	— 2008 11 91; 2008 11 96; 2008 11 98				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Jackfruit ( <i>Artocarpus heterophyllus</i> ) <b>(Food – fresh)</b>	— ex 0810 90 20	<b>20</b>	<b>Malaysia (MY)</b>	Pesticide residues <sup>(2)</sup>	20
— Sesame seeds ( <i>Sesamum</i> seeds) <b>(Food — fresh or chilled)</b>	— 1207 40 90		<b>Nigeria (NG)</b>	Salmonella <sup>(2)</sup>	50
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99; ex 0710 80 59	<b>20</b> <b>20</b>	<b>Pakistan (PK)</b>	Pesticide residues <sup>(2)</sup>	20
— Raspberries <b>(Food — frozen)</b>	— ex 0811 20 11; ex 0811 20 19; 0811 20 31	<b>10</b> <b>10</b>	<b>Serbia (RS)</b>	Norovirus	10
— Sesame seeds ( <i>Sesamum</i> seeds) <b>(Food — fresh or chilled)</b>	— 1207 40 90		<b>Sudan (SD)</b>	Salmonella <sup>(2)</sup>	50
— Watermelon ( <i>Egusi, Citrullus</i> spp.) seeds and derived products <b>(Food)</b>	— ex 1207 70 00; ex 1208 90 00; ex 2008 99 99	<b>10</b> <b>10</b> <b>50</b>	<b>Sierra Leone (SL)</b>	Aflatoxins	50
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Senegal (SN)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved <b>(Food and feed)</b>	— 2008 11 91; 2008 11 96; 2008 11 98				
— Turnips ( <i>Brassica rapa</i> spp. <i>Rapa</i> ) <b>(Food — prepared or preserved by vinegar or acetic acid)</b>	— ex 2001 90 97;	<b>11; 19</b>	<b>Syria (SY)</b>	Rhodamine B	50
— Turnips ( <i>Brassica rapa</i> spp. <i>Rapa</i> ) <b>(Food — prepared or preserved by brine or citric acid, not frozen)</b>	— ex 2005 99 80	<b>93</b>	<b>Syria (SY)</b>	Rhodamine B	50
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99; ex 0710 80 59	<b>20</b> <b>20</b>	<b>Thailand (TH)</b>	Pesticide residues <sup>(2)</sup> <sup>(14)</sup>	10
— Dried apricots	— 0813 10 00		<b>Turkey (TR)</b>	Sulphites <sup>(15)</sup>	10
— Apricots, otherwise prepared or preserved <b>(Food)</b>	— 2008 50 61				
— Dried grapes (including dried grapes cut or crushed into a paste, without any further treatment) <b>(Food)</b>	— 0806 20		<b>Turkey (TR)</b>	Ochratoxin A	5



Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Lemons ( <i>Citrus limon</i> , <i>Citrus limonum</i> ) <b>(Food – fresh, chilled or dried)</b>	— 0805 50 10		<b>Turkey (TR)</b>	Pesticide residues <sup>(3)</sup>	10
— Pomegranates <b>(Food — fresh or chilled)</b>	— ex 0810 90 75	<b>30</b>	<b>Turkey (TR)</b>	Pesticide residues <sup>(3)</sup> <sup>(16)</sup>	10
— Sweet Peppers ( <i>Capsicum annuum</i> ) <b>(Food — fresh, chilled or frozen)</b>	— 0709 60 10; 0710 80 51		<b>Turkey (TR)</b>	Pesticide residues <sup>(3)</sup> <sup>(17)</sup>	10
— Unprocessed whole, ground, milled, cracked, chopped apricot kernels intended to be placed on the market for the final consumer <sup>(18)</sup> <sup>(19)</sup> <b>(Food)</b>	— ex 1212 99 95	<b>20</b>	<b>Turkey (TR)</b>	Cyanide	50
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99 ex 0710 80 59	<b>20</b> <b>20</b>	<b>Uganda (UG)</b>	Pesticide residues <sup>(3)</sup>	20
— Sesame seeds ( <i>Sesamum</i> seeds) <b>(Food — fresh or chilled)</b>	— 1207 40 90		<b>Uganda (UG)</b>	Salmonella <sup>(2)</sup>	50
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>United States (US)</b>	Aflatoxins	10
— Groundnuts (peanuts), shelled	— 1202 42 00				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved <b>(Food and feed)</b>	— 2008 11 91; 2008 11 96; 2008 11 98				
— Pistachios, in shell	— 0802 51 00		<b>United States (US)</b>	Aflatoxins	10
— Pistachios, shelled	— 0802 52 00				
— Pistachios, roasted <b>(Food)</b>	— ex 2008 19 13; ex 2008 19 93	<b>20</b> <b>20</b>			
— Dried apricots	— 0813 10 00		<b>Uzbekistan (UZ)</b>	Sulphites <sup>(15)</sup>	50
— Apricots, otherwise prepared or preserved <b>(Food)</b>	— 2008 50 61				
— Coriander leaves	— ex 0709 99 90	<b>72</b>	<b>Vietnam (VN)</b>	Pesticide residues <sup>(3)</sup> <sup>(20)</sup>	50
— Basil (holy, sweet)	— ex 1211 90 86	<b>20</b>			
— Mint	— ex 1211 90 86	<b>30</b>			
— Parsley <b>(Food — fresh or chilled herbs)</b>	— ex 0709 99 90	<b>40</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Okra <b>(Food – fresh, chilled or frozen)</b>	— ex 0709 99 90	<b>20</b>	<b>Vietnam (VN)</b>	Pesticide residues <sup>(3)</sup> <sup>(20)</sup>	50
	— ex 0710 80 95	<b>30</b>			
— Peppers (other than sweet) ( <i>Capsicum</i> spp.) <b>(Food — fresh, chilled or frozen)</b>	— ex 0709 60 99;	<b>20</b>	<b>Vietnam (VN)</b>	Pesticide residues <sup>(3)</sup> <sup>(20)</sup>	50
	— ex 0710 80 59	<b>20</b>			

<sup>(1)</sup> Where only certain products under any CN code are required to be examined, the CN code is marked 'ex'.

<sup>(2)</sup> The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III to this Regulation.

<sup>(2bis)</sup> The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex III to this Regulation.

<sup>(3)</sup> Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC (OJ L 70, 16.3.2005, p. 1) that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

<sup>(4)</sup> Residues of Amitraz.

<sup>(5)</sup> Residues of Nicotine.

<sup>(6)</sup> Residues of Tolfenpyrad.

<sup>(7)</sup> Residues of Acephate, Aldicarb (sum of aldicarb, its sulfoxide and its sulfone, expressed as aldicarb), Amitraz (amitraz including the metabolites containing the 2,4 -dimethylaniline moiety expressed as amitraz), Diafenthiuron, Dicofol (sum of p, p' and o, p' isomers), Dithiocarbamates (dithiocarbamates expressed as CS<sub>2</sub>, including maneb, mancozeb, metiram, propineb, thiram and ziram) and Methiocarb (sum of methiocarb and methiocarb sulfoxide and sulfone, expressed as methiocarb).

<sup>(8)</sup> Residues of Dicofol (sum of p, p' and o, p' isomers), Dinotefuran, Folpet, Prochloraz (sum of prochloraz and its metabolites containing the 2,4,6-Trichlorophenol moiety expressed as prochloraz), Thiophanate-methyl and Triforine.

<sup>(9)</sup> For the purposes of this Annex, 'Sudan dyes' refers to the following chemical substances: (i) Sudan I (CAS Number 842-07-9); (ii) Sudan II (CAS Number 3118-97-6); (iii) Sudan III (CAS Number 85-86-9); (iv) Scarlet Red; or Sudan IV (CAS Number 85-83-6).

<sup>(10)</sup> Residues of Diafenthiuron.

<sup>(11)</sup> Residues of Carbofuran.

<sup>(12)</sup> Residues of Phenthoate.

<sup>(13)</sup> Residues of Chlorbufam.

<sup>(14)</sup> Residues of Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)), Prothiofos and Triforine.

<sup>(15)</sup> Reference methods: EN 1988-1:1998, EN 1988-2:1998 or ISO 5522:1981.

<sup>(16)</sup> Residues of Prochloraz.

<sup>(17)</sup> Residues of Diafenthiuron, Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) and Thiophanate-methyl.

<sup>(18)</sup> 'Unprocessed products' as defined in Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs (OJ L 139, 30.4.2004, p. 1).

<sup>(19)</sup> 'Placing on the market' and 'final consumer' as defined in Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1).

<sup>(20)</sup> Residues of Dithiocarbamates (dithiocarbamates expressed as CS<sub>2</sub>, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos.

**Food and feed from certain third countries subject to special conditions for the entry into the Union due to contamination risk by mycotoxins, including aflatoxins, pesticide residues, pentachlorophenol and dioxins and microbiological contamination**

**1. Food and feed of non-animal origin referred to in Article 1(1)(b)(i)**

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Argentina (AR)</b>	Aflatoxins	5
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <i>(Food and feed)</i>	— 2305 00 00				
— Hazelnuts (Corylus sp.) in shell	— 0802 21 00		<b>Azerbaijan (AZ)</b>	Aflatoxins	20
— Hazelnuts (Corylus sp.) shelled	— 0802 22 00				
— Mixtures of nuts or dried fruits containing hazelnuts	— ex 0813 50 39; ex 0813 50 91; ex 0813 50 99	<b>70</b> <b>70</b> <b>70</b>			
— Hazelnut paste	— ex 2007 10 10; ex 2007 10 99; ex 2007 99 39; ex 2007 99 50; ex 2007 99 97	<b>70</b> <b>40</b> <b>05; 06</b> <b>33</b> <b>23</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Hazelnuts, otherwise prepared or preserved, including mixtures	— ex 2008 19 12;	<b>15</b>			
	ex 2008 97 14;	<b>15</b>			
	ex 2008 97 16;	<b>15</b>			
	ex 2008 97 18;	<b>15</b>			
	ex 2008 97 32;	<b>15</b>			
	ex 2008 97 34;	<b>15</b>			
	ex 2008 97 36;	<b>15</b>			
	ex 2008 97 38;	<b>15</b>			
	ex 2008 97 51;	<b>15</b>			
	ex 2008 97 59;	<b>15</b>			
	ex 2008 97 72;	<b>15</b>			
	ex 2008 97 74;	<b>15</b>			
	ex 2008 97 76;	<b>15</b>			
	ex 2008 97 78;	<b>15</b>			
	ex 2008 97 92;	<b>15</b>			
	ex 2008 97 93;	<b>15</b>			
	ex 2008 97 94;	<b>15</b>			
	ex 2008 97 96;	<b>15</b>			
	ex 2008 97 97;	<b>15</b>			
	ex 2008 97 98;	<b>15</b>			
	ex 2008 19 12;	<b>30</b>			
	ex 2008 19 19;	<b>30</b>			
ex 2008 19 92;	<b>30</b>				
ex 2008 19 95;	<b>20</b>				
ex 2008 19 99	<b>30</b>				
— Flour, meal and powder of hazelnuts	— ex 1106 30 90	<b>40</b>			
— Cut, sliced or broken hazelnuts	— 0802 22 00				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Cut, sliced or broken hazelnuts, otherwise prepared or preserved	— ex 2008 19 12; ex 2008 19 19; ex 2008 19 92; ex 2008 19 95; ex 2008 19 99	<b>30</b> <b>30</b> <b>30</b> <b>20</b> <b>30</b>			
— Hazelnut oil <b>(Food)</b>	— ex 1515 90 99	<b>20</b>			
— Brazil nuts in shell	— 0801 21 00		<b>Brazil (BR)</b>	Aflatoxins	50
— Mixtures of nuts or dried fruits containing Brazil nuts in shell. <b>(Food)</b>	— ex 0813 50 31; ex 0813 50 39; ex 0813 50 91; ex 0813 50 99	<b>20</b> <b>20</b> <b>20</b> <b>20</b>			
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Brazil (BR)</b>	Aflatoxins	10
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <b>(Food and feed)</b>	— 2305 00 00				
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>China (CN)</b>	Aflatoxins	20
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <i>(Food and feed)</i>	— 2305 00 00				
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Egypt (EG)</b>	Aflatoxins	20
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <i>(Food and feed)</i>	— 2305 00 00				
— Pepper of the genus Piper; dried or crushed or ground fruit of the genus Capsicum or of the genus Pimenta	— 0904		<b>Ethiopia (ET)</b>	Aflatoxins	50
— Ginger, saffron, turmeric (curcuma), thyme, bay leaves, curry and other spices <i>(Food — dried spices)</i>	— 0910				
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Ghana (GH)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <i>(Food and feed)</i>	— 2305 00 00				
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Gambia (GM)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <i>(Food and feed)</i>	— 2305 00 00				
— Nutmeg ( <i>Myristica fragrans</i> ) <i>(Food — dried spices)</i>	— 0908 11 00; 0908 12 00		<b>Indonesia (ID)</b>	Aflatoxins	20
— Betel leaves ( <i>Piper betle</i> L.) <i>(Food)</i>	— ex 1404 90 00	<b>10</b>	<b>India (IN)</b>	<i>Salmonella</i> <sup>(2)</sup>	10
— Peppers (sweet or other than sweet) ( <i>Capsicum</i> spp.) <i>(Food — dried, roasted, crushed or ground)</i>	— 0904 21 10; — ex 0904 22 00; ex 0904 21 90; ex 2008 99 99	<b>11; 19</b> <b>20</b> <b>79</b>	<b>India (IN)</b>	Aflatoxins	20



Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Nutmeg ( <i>Myristica fragrans</i> ) <b>(Food — dried spices)</b>	— 0908 11 00; 0908 12 00		<b>India (IN)</b>	Aflatoxins	20
— Curry leaves ( <i>Bergera/Murraya koenigii</i> ) <b>(Food – fresh, chilled, frozen or dried)</b>	— ex 1211 90 86	<b>10</b>	<b>India (IN)</b>	Pesticide residues <sup>(2)</sup> <sup>(4)</sup>	20
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>India (IN)</b>	Aflatoxins	10
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <b>(Food and feed)</b>	— 2305 00 00				
— Guar gum <b>(Food and feed)</b>	— ex 1302 32 90	<b>10</b>	<b>India (IN)</b>	Pentachlorophenol and dioxins <sup>(5)</sup>	5
— Sesame seeds ( <i>Sesamum</i> seeds) <b>(Food — fresh or chilled)</b>	— 1207 40 90		<b>India (IN)</b>	<i>Salmonella</i> <sup>(6)</sup>	20
— Pistachios, in shell	— 0802 51 00		<b>Iran (IR)</b>	Aflatoxins	50
— Pistachios, shelled	— 0802 52 00				
— Mixtures of nuts or dried fruits containing pistachios	— ex 0813 50 39; ex 0813 50 91; ex 0813 50 99	<b>60</b> <b>60</b> <b>60</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Pistachio paste	— ex 2007 10 10;	<b>60</b>			
	ex 2007 10 99;	<b>30</b>			
	ex 2007 99 39;	<b>03; 04</b>			
	ex 2007 99 50	<b>32</b>			
	ex 2007 99 97	<b>22</b>			
— Pistachios, prepared or preserved, including mixtures	— ex 2008 19 13;	<b>20</b>			
	ex 2008 19 93;	<b>20</b>			
	ex 2008 97 12;	<b>19</b>			
	ex 2008 97 14;	<b>19</b>			
	ex 2008 97 16;	<b>19</b>			
	ex 2008 97 18;	<b>19</b>			
	ex 2008 97 32;	<b>19</b>			
	ex 2008 97 34;	<b>19</b>			
	ex 2008 97 36;	<b>19</b>			
	ex 2008 97 38;	<b>19</b>			
	ex 2008 97 51;	<b>19</b>			
	ex 2008 97 59;	<b>19</b>			
	ex 2008 97 72;	<b>19</b>			
	ex 2008 97 74;	<b>19</b>			
	ex 2008 97 76;	<b>19</b>			
	ex 2008 97 78;	<b>19</b>			
	ex 2008 97 92;	<b>19</b>			
	ex 2008 97 93;	<b>19</b>			
	ex 2008 97 94;	<b>19</b>			
	ex 2008 97 96;	<b>19</b>			
ex 2008 97 97;	<b>19</b>				
ex 2008 97 98;	<b>19</b>				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Flour, meal and powder of pistachios <b>(Food)</b>	— ex 1106 30 90	<b>50</b>			
— Watermelon (Egusi, Citrullus spp.) seeds and derived products <b>(Food)</b>	ex 1207 70 00; ex 1208 90 00; ex 2008 99 99	<b>10</b> <b>10</b> <b>50</b>	<b>Nigeria (NG)</b>	Aflatoxins	50
— Groundnuts (peanuts), in shell	— 1202 41 00		<b>Sudan (SD)</b>	Aflatoxins	50
— Groundnuts (peanuts), shelled	— 1202 42 00				
— Peanut butter	— 2008 11 10				
— Groundnuts (peanuts), otherwise prepared or preserved	— 2008 11 91; 2008 11 96; 2008 11 98				
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil <b>(Food and feed)</b>	— 2305 00 00				
— Dried figs	— 0804 20 90		<b>Turkey (TR)</b>	Aflatoxins	20
— Mixtures of nuts or dried fruits containing figs	— ex 0813 50 99	<b>50</b>			
— Dried fig paste	— ex 2007 10 10; ex 2007 10 99; ex 2007 99 39; ex 2007 99 50; ex 2007 99 97	<b>50</b> <b>20</b> <b>01; 02</b> <b>31</b> <b>21</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Dried figs, prepared or preserved, including mixtures	— ex 2008 97 12;	<b>11</b>			
	ex 2008 97 14;	<b>11</b>			
	ex 2008 97 16;	<b>11</b>			
	ex 2008 97 18;	<b>11</b>			
	ex 2008 97 32;	<b>11</b>			
	ex 2008 97 34;	<b>11</b>			
	ex 2008 97 36;	<b>11</b>			
	ex 2008 97 38;	<b>11</b>			
	ex 2008 97 51;	<b>11</b>			
	ex 2008 97 59;	<b>11</b>			
	ex 2008 97 72;	<b>11</b>			
	ex 2008 97 74;	<b>11</b>			
	ex 2008 97 76;	<b>11</b>			
	ex 2008 97 78;	<b>11</b>			
	ex 2008 97 92;	<b>11</b>			
	ex 2008 97 93;	<b>11</b>			
	ex 2008 97 94;	<b>11</b>			
	ex 2008 97 96;	<b>11</b>			
	ex 2008 97 97;	<b>11</b>			
	ex 2008 97 98;	<b>11</b>			
	ex 2008 99 28	<b>10</b>			
	ex 2008 99 34;	<b>10</b>			
	ex 2008 99 37;	<b>10</b>			
ex 2008 99 40;	<b>10</b>				
ex 2008 99 49;	<b>60</b>				
ex 2008 99 67;	<b>95</b>				
ex 2008 99 99	<b>60</b>				

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Flour, meal or powder of dried figs <b>(Food)</b>	— ex 1106 30 90	<b>60</b>			
— Hazelnuts ( <i>Corylus</i> sp.) in shell	— 0802 21 00		<b>Turkey (TR)</b>	Aflatoxins	5
— Hazelnuts( <i>Corylus</i> sp.) shelled	— 0802 22 00				
— Mixtures of nuts or dried fruits containing hazelnuts	— ex 0813 50 39; ex 0813 50 91; ex 0813 50 99	<b>70</b> <b>70</b> <b>70</b>			
— Hazelnut paste	— ex 2007 10 10; ex 2007 10 99; ex 2007 99 39; ex 2007 99 50 ex 2007 99 97	<b>70</b> <b>40</b> <b>05; 06</b> <b>33</b> <b>23</b>			
— Hazelnuts, otherwise prepared or preserved, including mixtures	— ex 2008 97 12; ex 2008 97 14; ex 2008 97 16; ex 2008 97 18; ex 2008 97 32; ex 2008 97 34; ex 2008 97 36; ex 2008 97 38; ex 2008 97 51; ex 2008 97 59; ex 2008 97 72; ex 2008 97 74; ex 2008 97 76; ex 2008 97 78; ex 2008 97 92; ex 2008 97 93; ex 2008 97 94;	<b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b> <b>15</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
	ex 2008 97 96;	<b>15</b>			
	ex 2008 97 97;	<b>15</b>			
	ex 2008 97 98;	<b>15</b>			
	ex 2008 19 12;	<b>30</b>			
	ex 2008 19 19;	<b>30</b>			
	ex 2008 19 92;	<b>30</b>			
	ex 2008 19 95;	<b>20</b>			
	ex 2008 19 99	<b>30</b>			
— Flour, meal and powder of hazelnuts	— ex 1106 30 90	<b>40</b>			
— Cut, sliced or broken hazelnuts	— 0802 22 00				
— Cut, sliced or broken hazelnuts, otherwise prepared or preserved	— ex 2008 19 12;	<b>30</b>			
	ex 2008 19 19;	<b>30</b>			
	ex 2008 19 92;	<b>30</b>			
	ex 2008 19 95;	<b>20</b>			
	ex 2008 19 99	<b>30</b>			
— Hazelnut oil <b>(Food)</b>	— ex 1515 90 99	<b>20</b>			
— Pistachios, in shell	— 0802 51 00		<b>Turkey (TR)</b>	Aflatoxins	50
— Pistachios, shelled	— 0802 52 00				
— Mixtures of nuts or dried fruits containing pistachios	— ex 0813 50 39;	<b>60</b>			
	ex 0813 50 91;	<b>60</b>			
	ex 0813 50 99	<b>60</b>			
— Pistachio paste	— ex 2007 10 10;	<b>60</b>			
	ex 2007 10 99	<b>30</b>			
— Pistachios, prepared or preserved, including mixtures	— ex 2007 99 39;	<b>03; 04</b>			
	ex 2007 99 50;	<b>32</b>			
	ex 2007 99 97;	<b>22</b>			
	ex 2008 19 13;	<b>20</b>			
	ex 2008 19 93;	<b>20</b>			

Food and feed (intended use)	CN code <sup>(1)</sup>	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
	ex 2008 97 12;	<b>19</b>			
	ex 2008 97 14;	<b>19</b>			
	ex 2008 97 16;	<b>19</b>			
	ex 2008 97 18;	<b>19</b>			
	ex 2008 97 32;	<b>19</b>			
	ex 2008 97 34;	<b>19</b>			
	ex 2008 97 36;	<b>19</b>			
	ex 2008 97 38;	<b>19</b>			
	ex 2008 97 51;	<b>19</b>			
	ex 2008 97 59;	<b>19</b>			
	ex 2008 97 72;	<b>19</b>			
	ex 2008 97 74;	<b>19</b>			
	ex 2008 97 76;	<b>19</b>			
	ex 2008 97 78;	<b>19</b>			
	ex 2008 97 92;	<b>19</b>			
	ex 2008 97 93;	<b>19</b>			
	ex 2008 97 94;	<b>19</b>			
	ex 2008 97 96;	<b>19</b>			
	ex 2008 97 97;	<b>19</b>			
	ex 2008 97 98;	<b>19</b>			
— Flour, meal and powder of pistachios <b>(Food)</b>	— ex 1106 30 90	<b>50</b>			
— Vine leaves <b>(Food)</b>	— ex 2008 99 99	<b>11, 19</b>	<b>Turkey (TR)</b>	Pesticide residues <sup>(3)</sup> <sup>(8)</sup>	20
— Pitahaya (dragon fruit) <b>(Food — fresh or chilled)</b>	— ex 0810 90 20	<b>10</b>	<b>Vietnam (VN)</b>	Pesticide residues <sup>(3)</sup> <sup>(9)</sup>	10

## 2. Compound food referred to in Article 1(1)(b)(ii)

**Compound food containing any of the individual products listed in table 1 of this Annex due to risk of contamination by aflatoxins in a quantity above 20 % of either a single product or as the sum of products listed**

CN Code <sup>(1)</sup>	Description <sup>(7)</sup>
ex 1704 90	Sugar confectionery (including white chocolate), not containing cocoa, other than chewing gum, whether or not sugar-coated
ex 1806	Chocolate and other food preparations containing cocoa
ex 1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products

<sup>(1)</sup> Where only certain products under any CN code are required to be examined, the CN code is marked 'ex'.

<sup>(2)</sup> The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex III to this Regulation.

<sup>(3)</sup> Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC (OJ L 70, 16.3.2005, p. 1) that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

<sup>(4)</sup> Residues of acephate.

<sup>(5)</sup> The analytical report referred to in Article 10(3) of this Regulation shall be issued by a laboratory accredited in accordance with EN ISO/IEC 17025 for the analysis of PCP in food and feed.

The analytical report shall indicate:

- the results of sampling and analysis for the presence of PCP, performed by the competent authorities of the country of origin or of the country where the consignment is consigned from if that country is different from the country of origin;
- the measurement uncertainty of the analytical result;
- the limit of detection (LOD) of the analytical method; and
- the limit of quantification (LOQ) of the analytical method.

The extraction before analysis shall be performed with an acidified solvent. The analysis shall be carried out according to the modified version of the QuEChERS method as set out on the website of the European Union Reference Laboratories for Residues of Pesticides or according to an equally reliable method

<sup>(6)</sup> The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III to this Regulation.

<sup>(7)</sup> The description of the goods is as laid down in the description column of the CN in Annex I to Regulation (EEC) No 2658/87. For further explanation of the exact coverage of the Common Customs Tariff, please refer to the latest amendment to that Annex.

<sup>(8)</sup> Residues of dithiocarbamates (dithiocarbamates expressed as CS<sub>2</sub>, including maneb, mancozeb, metiram, propineb, thiram and ziram) and metrafenone.

<sup>(9)</sup> Residues of dithiocarbamates (dithiocarbamates expressed as CS<sub>2</sub>, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos.



## ANNEX III

(1) **Sampling procedures and analytical reference methods referred to in Article 3(e)**1. **Sampling procedures and analytical reference methods for the control of presence of *Salmonella* in food**

- (a) In the case where Annexes I or II to this Regulation provide for the application of the sampling procedures and analytical reference methods laid down in point 1(a) of Annex III to this Regulation, the following rules shall apply:

Analytical reference method <sup>(1)</sup>	Weight of consignment	Number of sample units (n)	Sampling procedures	Analytical result required for each sample unit of the same consignment
EN ISO 6579-1	Less than 20 tonnes	5	n sample units are collected of a minimum of 100 g each. If batches are identified in the CHED, the sample units shall be collected from the different batches randomly chosen from the consignment. If batches cannot be identified, the sample units are collected randomly from the consignment. Pooling of sample units is not allowed. Each sample unit shall be tested separately.	No detection of <i>Salmonella</i> in 25 g
	Greater than or equal to 20 tonnes	10		

<sup>(1)</sup> The most recent version of the analytical reference method shall be used or a method validated against it in accordance with the protocol set out in EN ISO 16140-2.

- (b) In the case where Annexes I or II to this Regulation provide for the application of the sampling procedures and analytical reference methods laid down in point 1(b) of Annex III to this Regulation, the following rules shall apply:

Analytical reference method <sup>(1)</sup>	Weight of consignment	Number of sample units (n)	Sampling procedures	Analytical result required for each sample unit of the same consignment
EN ISO 6579-1	Any weight	5	n sample units are collected of a minimum of 100 g each. If batches are identified in the CHED, the sample units shall be collected from the different batches randomly chosen from the consignment. If batches cannot be identified, the sample units are collected randomly from the consignment. Pooling of sample units is not allowed. Each sample unit shall be tested separately.	No detection of <i>Salmonella</i> in 25 g

<sup>(1)</sup> The most recent version of the analytical reference method shall be used or a method validated against it in accordance with the protocol set out in EN ISO 16140-2.

## ANNEX IV

**MODEL OFFICIAL CERTIFICATE REFERRED TO IN ARTICLE 11 OF COMMISSION IMPLEMENTING REGULATION  
(EU) 2019/1793 FOR THE ENTRY INTO THE UNION OF CERTAIN FOOD OR FEED**

<b>COUNTRY</b>		<b>Official certificate to the EU</b>			
<b>Part 1: Details of dispatched consignment</b>	I.1. Consignor/Exporter Name Address Tel. No		I.2. Certificate reference No		I.2.a IMSOC reference No
			I.3. Central Competent Authority		
			I.4. Local Competent Authority		
	I.5. Consignee/Importer Name Address Postal code Tel. No		I.6. Operator responsible for the consignment Name Address Postal code		
	I.7. Country of origin	ISO	<del>I.8. Region of origin</del>	I.9. Country of destination	ISO
	I.11 Place of dispatch Name Address		I.12. Place of destination Name Address		<del>I.10.</del>
	<del>I.13. Place of loading</del>		I.14. Date and time of departure		
	I.15. Means of transport Aeroplane <input type="checkbox"/> Vessel <input type="checkbox"/> Other <input type="checkbox"/> Road vehicle <input type="checkbox"/> Railway <input type="checkbox"/> Identification:		I.16. Entry BCP		
	I.18. Transport conditions Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/>		I.17. Accompanying documents <input type="checkbox"/> Laboratory report No. Date of issuance: <input type="checkbox"/> Other Type No		
	I.19. Container No/Seal No				
I.20. Goods certified as Human consumption <input type="checkbox"/> Feedingstuff <input type="checkbox"/>					
<del>I.21.</del>		I.22. For internal market: <input type="checkbox"/>			
I.23 Total number of packages	I.24. Quantity Total number		Total net weight (Kg)	Total gross weight (Kg)	
I.25. Description of goods No Code and CN title					
Species (Scientific name)					
Final consumer <input type="checkbox"/>	Number of packages		Net weight	Batch No	
				Type of packaging	

COUNTRY		Certificate for the entry into the Union of food or feed	
<b>Part II: Certification</b>	<b>II. Health information</b>	II.a Certificate reference No	II.b IMSOC reference No
	<p><b>II.1.</b> I, the undersigned, declare that I am aware of the relevant provisions of Regulation (EC) No 178/2002 of the and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1), Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs (OJ L 139, 30.4.2004, p. 1), Regulation (EC) No 183/2005 of the European Parliament and of the Council of 12 January 2005 laying down requirements for feed hygiene (OJ L 35, 8.2.2005, p. 1) and 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) (OJ L 95, 7.4.2017, p. 1), and I certify that:</p> <p>(<sup>1</sup>) Either</p> <p>[II.1.1. <input type="checkbox"/> the food of the consignment described above with the identification code ... (indicate the identification code for the consignment referred to in Article 9(1) of Implementing Regulation (EU) 2019/1793) was produced in accordance with the requirements of Regulations (EC) No 178/2002 and (EC) No 852/2004 and in particular:</p> <ul style="list-style-type: none"> <li>— primary production of such food and associated operations listed in Annex I to Regulation (EC) No 852/2004 comply with the general hygiene provisions laid down in part A of Annex I to Regulation (EC) No 852/2004;</li> <li>— (<sup>1</sup>) (<sup>2</sup>) and, in the case of any stage of production, processing and distribution after primary production and related operations:</li> <li>— it has been handled and, where appropriate, prepared, packaged and stored in a hygienic manner in accordance with the requirements of Annex II to Regulation (EC) No 852/2004 and,</li> <li>— it comes from (an) establishment(s) implementing a programme based on the hazard analysis and critical control points (HACCP) principles in accordance with Regulation (EC) No 852/2004;]</li> </ul> <p>(<sup>1</sup>) Or</p> <p>[II.1.2. <input type="checkbox"/> the feed of the consignment described above with the identification code ... (indicate the identification code for the consignment referred to in Article 9(1) of Implementing Regulation (EU) 2019/1793) was produced in accordance with the requirements of Regulations (EC) No 178/2002 and (EC) No 183/2005 and in particular:</p> <ul style="list-style-type: none"> <li>— primary production of such feed and associated operations listed in Article 5(1) of Regulation (EC) No 183/2005 comply with the provisions of Annex I to Regulation (EC) No 183/2005;</li> <li>— (<sup>1</sup>) (<sup>2</sup>) and, in the case of any stage of production, processing and distribution after primary production and related operations:</li> <li>— it has been handled and, where appropriate, prepared, packaged and stored in a hygienic manner in accordance with the requirements of Annex II to Regulation (EC) No 183/2005 and,</li> <li>— it comes from (an) establishment(s) implementing a programme based on the hazard analysis and critical control points (HACCP) principles in accordance with Regulation (EC) No 183/2005.]</li> </ul> <p>and</p>		

COUNTRY		Certificate for the entry into the Union of food or feed	
Part II: Certification	<b>II. Health information</b>	II.a Certificate reference No	II.b IMSOC reference No
	<p><b>II.2</b> I, the undersigned, according to the provisions of Implementing Regulation (EU) 2019/1793 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries implementing Regulations (EU) 2017/625 and (EC) No 178/2002 of the European Parliament and repealing Commission Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) No 2015/175, (EU) No 2017/186 and (EU) 2018/1660, certify that:</p> <p>(<sup>3</sup>) Either</p> <p><b>[II.2.1. <input type="checkbox"/> Certification for food and feed of non-animal origin listed in Annex II to Implementing Regulation (EU) 2019/1793, as well as for compound food listed in that Annex, due to contamination risk by mycotoxins</b></p> <p>— from the consignment described above, samples were taken in accordance with:</p> <p><input type="checkbox"/> Commission Regulation (EC) No 401/2006 to determine the level of aflatoxin B1 and level of total aflatoxin contamination for food</p> <p><input type="checkbox"/> Commission Regulation (EC) No 152/2009 to determine the level of aflatoxin B1 for feed</p> <p>on ..... (date), subject to laboratory analyses on ..... (date)</p> <p>in the ..... (name of the laboratory) with methods covering at least the hazards identified in Annex II to Commission Implementing Regulation (EU) 2019/1793</p> <p>— The details of the methods of laboratory analyses and all results are attached and show compliance with Union legislation on maximum levels of aflatoxins.]</p> <p>(<sup>3</sup>) Or</p> <p><b>[II.2.2. <input type="checkbox"/> Certification for food and feed of non-animal origin listed in Annex II to Commission Implementing Regulation (EU) 2019/1793, as well as for compound food listed in that Annex, due to contamination risk by pesticide residues</b></p> <p>— from the consignment described above, samples were taken in accordance with Commission Directive 2002/63/EC on ..... (date), subject to laboratory analyses on ..... (date) in the ..... (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793</p> <p>— The details of the methods of laboratory analyses and all results are attached and show compliance with Union legislation on maximum residue levels of pesticides.]</p> <p>(<sup>3</sup>) Or</p> <p><b>[II.2.3. <input type="checkbox"/> Certification for guar gum listed in Annex II to Implementing Regulation (EU) 2019/1793, including for compound food listed in that Annex, due to contamination risk by pentachlorophenol and dioxins</b></p> <p>— from the consignment described above, samples were taken in accordance with Commission Directive 2002/63/EC on ..... (date), subject to laboratory analyses on ..... (date) in the ..... (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793</p> <p>— The details of the methods of laboratory analyses and all results are attached and show that the goods do not contain more than 0.01 mg/kg pentachlorophenol (PCP).]</p> <p>(<sup>3</sup>) Or</p>		

COUNTRY		Certificate for the entry into the Union of food or feed	
Part II: Certification	<b>II. Health information</b>	II.a Certificate reference No	II.b IMSOC reference No
	<p><input type="checkbox"/> <b>II.2.4. Certification for food of non-animal origin listed in Annex II to Commission Implementing Regulation (EU) 2019/1793, as well as for compound food listed in that Annex due to risk of microbiological contamination</b></p> <p>— from the consignment described above, samples were taken in accordance with Annex III to Commission Implementing Regulation (EU) 2019/1793</p> <p>on ..... (date), subject to laboratory analyses on ..... (date)</p> <p>in the ..... (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793</p> <p>— The details of the methods of laboratory analyses and all results are attached and show the absence of Salmonella in 25 g.</p> <p><b>II.3</b> This certificate has been issued before the consignment to which it relates has left the control of the competent authority issuing it.</p> <p><b>II.4</b> This certificate is valid during four months from the date of issue, but in any case no longer than six months from the date of the results of the last laboratory analyses.</p> <p><b>Notes</b></p> <p><b>See notes for completion in this Annex.</b></p> <p>Part II:</p> <p>(1) Delete or cross out as appropriate (e.g. if food or feed)</p> <p>(2) It applies only in the case of any stage of production, processing and distribution after primary production and related operations.</p> <p>(3) Delete or cross out as appropriate in the case where you do not select this point for providing the certification.</p> <p>— The colour of the signature shall be different to that of the printing. The same rule applies to stamps other than those that are embossed or are a watermark.</p>		
<p><b>Certifying officer:</b></p> <p>Name (in capital letters): _____ Qualification and title: _____</p> <p>Date: _____ Signature: _____</p> <p>Stamp _____</p>			

**NOTES ON THE COMPLETION OF THE MODEL OFFICIAL CERTIFICATE REFERRED TO IN ARTICLE 11 OF IMPLEMENTING REGULATION (EU) 2019/1793 FOR THE ENTRY INTO THE UNION OF CERTAIN FOOD OR FEED**

**General**

To positively select any option, please tick or mark the relevant box with a cross (X).

Whenever mentioned, 'ISO' means the international standard two-letter code for a country, in accordance with the international standard ISO 3166 alpha-2 <sup>(1)</sup>.

Only one of the options may be selected in boxes I.15, I.18, I.20.

Unless otherwise indicated, the boxes are compulsory.

If the consignee, the entry border control post (BCP) or the transport details (that is to say, the means and date) change after the certificate has been issued, the operator responsible for the consignment must advise the competent authority of the Member State of entry. Such a change shall not result in a request for a replacement certificate.

In case the certificate is submitted in IMSOC, the following applies:

- the entries or boxes specified in Part I constitute the data dictionaries for the electronic version of the official certificate;
- the sequences of boxes in part I of the model official certificate and the size and shape of those boxes are indicative;
- where a stamp is required, its electronic equivalent is an electronic seal. Such seal shall comply with the rules for the issuance of electronic certificates referred to in Article 90(f) of Regulation (EU) 2017/625.

**Part I: Details of the dispatched consignment**

- Country: The name of the third country issuing the certificate.
- Box I.1. Consignor/Exporter: the name and address (street, city and region, province or state, as appropriate) of the natural or legal person dispatching the consignment that must be located in the third country.
- Box I.2. Certificate reference No: the unique mandatory code assigned by the competent authority of the third country in accordance with its own classification. This box is compulsory for all certificates not submitted in IMSOC.
- Box I.2.a IMSOC reference No: the unique reference code automatically assigned by IMSOC, if the certificate is registered in IMSOC. This box must not be completed if the certificate is not submitted in IMSOC.
- Box I.3. Central competent authority: name of the central authority in the third country issuing the certificate.
- Box I.4. Local competent authority: if applicable, the name of the local authority in the third country issuing the certificate.
- Box I.5. Consignee/Importer: name and address of the natural or legal person to whom the consignment is intended in the Member State.

<sup>(1)</sup> List of country names and code elements under: [http://www.iso.org/iso/country\\_codes/iso-3166-1\\_decoding\\_table.htm](http://www.iso.org/iso/country_codes/iso-3166-1_decoding_table.htm)

- Box I.6. Operator responsible for the consignment: the name and address of the person in the European Union in charge of the consignment when presented to the BCP and who makes the necessary declarations to the competent authorities either as the importer or on behalf of the importer. This box is optional.
- Box I.7. Country of origin: the name and ISO code of the country where the goods are originating from, grown, harvested or produced.
- Box I.8. Not applicable.
- Box I.9. Country of destination: the name and ISO code of the European Union country of destination of the products.
- Box I.10. Not applicable.
- Box I.11. Place of dispatch: the name and address of the holdings or establishments from which the products come from.  
Any unit of a company in the food or feed sector. Only the establishment shipping the products is to be named. In the case of trade involving more than one third country (triangular movement), the place of dispatch is the last third-country establishment of the export chain from which the final consignment is transported to the European Union.
- Box I.12. Place of destination: this information is optional.  
For the placing on the market: the place where the products are sent for final unloading. Give the name, address and approval number of the holdings or establishments of the place of destination, if applicable.
- Box I.13. Place of loading: not applicable.
- Box I.14. Date and time of departure: the date when the means of transport departs (aeroplane, vessel, railway or road vehicle).
- Box I.15. Means of transport: means of transport leaving the country of dispatch.  
Mode of transport: aeroplane, vessel, railway, road vehicle or other. 'Other' means modes of transport not covered by Council Regulation (EC) No 1/2005<sup>(2)</sup>.  
Identification of the means of transport: for aeroplanes the flight number, for vessels the ship name(s), for railways the train identity and wagon number, for road transports the registration number plate with trailer number plate if applicable.  
In the case of a ferry, state the identification of the road vehicle, the registration number plate with trailer number plate if applicable, and the name of the scheduled ferry.
- Box I.16. Entry BCP: state the name of the BCP and its identification code assigned by IMSOC.

<sup>(2)</sup> Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97 (OJ L 3, 5.1.2005, p. 1).

- Box I.17. Accompanying documents:  
Laboratory report: indicate the reference number and the date of issuance of the report/results of laboratory analyses referred to in Article 10 of Implementing Regulation (EU) 2019/1793 (this Regulation).  
Other: the type and reference number of document must be stated when a consignment is accompanied by the other documents such a commercial document (for example, the airway bill number, the bill of lading number or the commercial number of the train or road vehicle).
- Box I.18. Transport conditions: category of required temperature during the transport of products (ambient, chilled, frozen). Only one category may be selected.
- Box I.19. Container No/Seal No: if applicable, the corresponding numbers.  
The container number must be provided if the goods are transported in closed containers.  
Only the official seal number must be stated. An official seal applies if a seal is affixed to the container, truck or rail wagon under the supervision of the competent authority issuing the certificate.
- Box I.20. Goods certified as: state the intended use for products as specified in the relevant European Union official certificate.  
Human consumption: concerns only products intended for human consumption.  
Feedingstuff: concerns only products intended for animal feed.
- Box I.21. Not applicable
- Box I.22. For internal market: for all consignments destined to be placed on the market in the European Union.
- Box I.23. Total number of packages: the number of packages. In the case of bulk consignments, this box is optional.
- Box I.24. Quantity:  
Total net weight: this is defined as the mass of the goods themselves without immediate containers or any packaging.  
Total gross weight: overall weight in kilograms. This is defined as the aggregate mass of the products and of the immediate containers and all their packaging, but excluding transport containers and other transport equipment.
- Box I.25. Description of goods: State the relevant Harmonised System code (HS code) and the title defined by the World Customs Organisation as referred to in Council Regulation (EEC) No 2658/87 <sup>(3)</sup>. This customs description shall be supplemented, if necessary, by additional information required to classify the products.  
Indicate the species, types of products, the number of packages, type of packaging, batch number, net weight, and final consumer (i.e. products are packed for final consumer).  
Species: the scientific name or as defined in accordance with European Union legislation.  
Type of packaging: identify the type of packaging according to the definition given in Recommendation No 21 <sup>(4)</sup> of UN/CEFACT (United Nations Centre for Trade Facilitation and Electronic Business).

<sup>(3)</sup> Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

<sup>(4)</sup> Last version: Revision 9 Annexes V and VI as published on: <http://www.unecf.org/tradewelcome/un-centre-for-trade-facilitation-and-e-business-uncefact/outputs/cefactrecommendationsrec-index/list-of-trade-facilitation-recommendations-n-21-to-24.html>.



**Part II: Certification**

This part must be completed by a certifying officer authorised by the competent authority of the third country to sign the official certificate, as provided for in Article 88(2) of Regulation (EU) 2017/625.

- Box II. Health information: please complete this part in accordance with the specific European Union health requirements relating to the nature of the products and as defined in the equivalence agreements with certain third countries or in other European Union legislation, such as that for certification.
- Select among points II.2.1, II.2.2, II.2.3 and II.2.4, the point corresponding to the category of product and the hazard for which the certification is given.
- In case the official certificates is not submitted in IMSOC, the statements which are not relevant must be crossed out, initialled and stamped by the certifying officer, or completely removed from the certificate.
- In case the certificate is submitted in IMSOC, the statements which are not relevant must be crossed out or completely removed from the certificate.
- Box II.a. Certificate reference No: same reference code as in box I.2.
- Box II.b. IMSOC reference No: same reference code as in box I.2.a. Mandatory only for official certificates issued in IMSOC.
- Certifying officer: Official of the competent authority of the third country authorised to sign official certificates by such authorities: Indicate the name in capital letters, qualification and title, where applicable, identification number and original stamp of the competent authority and date of signature.
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