

DVMs for distribution

Border Inspection Posts (England) – for action  
Chief Port Health Officers – for action

cc:

Nominated officers for Imported Food (England)  
APHA  
CIEH  
APA  
Trading Standards Institute  
Health Protection England

7 December 2015

Reference: OVS/2015/44

Dear Colleagues,

**COMMISSION IMPLEMENTING DECISION 2015/2260 – EMERGENCY  
MEASURES APPLICABLE TO CRUSTACEANS IMPORTED FROM  
BANGLADESH AND INTENDED FOR HUMAN CONSUMPTION**

This letter is addressed to Border Inspection Posts and Chief Port Health Officers in England only.

Further to my letter of 17 November 2011 (ref: OVS 2011/48), I am writing to advise that the Commission published Decision 2015/2260 on 5 December 2015, which can be found here: [http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=OJ:JOL\\_2015\\_321\\_R\\_0010&from=EN](http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=OJ:JOL_2015_321_R_0010&from=EN).

Decision 2015/2260 repeals Decision 2008/630/EC and takes immediate effect. Decision 2015/2260 has been implemented by means of Declaration Tarp Reg 29/070. A copy of the Declaration is included with the email accompanying this letter.

I hope that this is helpful but if you need any further information please let me know. The Agency's imports section on our website can be found at <http://www.food.gov.uk/imports>.

Yours sincerely



Department  
for Environment  
Food & Rural Affairs



Animal &  
Plant Health  
Agency



Simon Petty

Imported Food Team  
Regulatory and International Strategy Division

Reference: TARP REG 29/070

## **THE TRADE IN ANIMALS AND RELATED PRODUCTS REGULATIONS 2011 (SI 2011/1197) (the “Regulations”)**

### **REVOCAION OF DECLARATION UNDER REGULATION 29**

Whereas Council Directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products (OJ No. L125, 23.5.1996, p. 10) provides that the production process of animals and primary products of animal origin is to be monitored for the purpose of detecting the presence of certain residues and substances in live animals, their excrements and body fluids and in tissue, animal products, animal feed and drinking water;

Whereas residues of veterinary medicinal products and unauthorised substances were detected in crustaceans imported from Bangladesh and intended for human consumption, and the presence of those products and substances in food presented a potential risk for human health;

Whereas the results of a European Community inspection visit to Bangladesh revealed serious shortcomings as regards the residue control system in live animals and animal products and a lack of appropriate laboratory capacity for the testing of certain residues of veterinary medicinal products in live animals and animal products;

Whereas on 24 July 2008, following the identification of such shortcomings and the detection of the presence of residues, the Commission of the European Communities adopted Commission Decision 2008/630/EC on emergency measures applicable to crustaceans imported from Bangladesh and intended for human consumption (OJ No. L205, 1.8.2008, p.49);

Whereas on 12 July 2010, the Commission of the European Union adopted Commission Decision 2010/387/EU amending Decision 2008/630/EC (OJ No. L178, 13.7.2010, p.31);

Whereas on 15 November 2011, the Commission of the European Union adopted Commission Implementing Decision 2011/742/EU amending Decision 2008/630/EC on emergency measures applicable to crustaceans imported from Bangladesh and intended for human consumption (OJ No. L297, 16.11.2011, p.68);

Whereas on 17 November 2011 the Food Standards Agency declared in accordance with regulation 29 of the Regulations (the “Declaration”) that with effect from the time and date on which the Declaration was signed, the introduction into England of consignments of crustaceans imported from Bangladesh and intended for human consumption was permitted, subject to the conditions specified in Articles 2, 4 and 5 of Commission Decision 2008/630/EC as last amended by Commission Implementing Decision 2011/742/EU;


Whereas a Commission audit was carried out in Bangladesh from 20 April 2015 to 30 April 2015 ('the audit'), in order to evaluate the control of residues and contaminants in live animals and animal products including controls on veterinary medicinal products, and the audit report concluded that the system in place for residues controls in aquaculture offers guarantees equivalent to the requirements laid down in Union legislation;


Whereas the number of non-compliant consignments has decreased significantly;

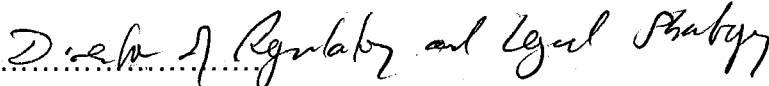
Whereas based on the results of the audit and on the very low number of non-compliant consignments, it appears unnecessary to require that consignments of the products imported into the Union from Bangladesh be accompanied by analytical tests and that Decision 2008/630/EC should therefore be repealed;

And whereas on 3 December 2015 the Commission of the European Union adopted Commission Implementing Decision (EU) 2015/2260 of 3 December 2015 repealing Decision 2008/630/EC on emergency measures applicable to crustaceans imported from Bangladesh and intended for human consumption (OJ No. L321, 5.12.2015, p.58);

**The Food Standards Agency declares that the Declaration is revoked with immediate effect.**

Signed by  at 15.50 on 7 Dec 2015

Print name 

Give details of post held 

For and on behalf of the Food Standards Agency

#### NOTES

- (1) Any expression used both in this declaration and Commission Decision 2008/630/EC on emergency measures applicable to crustaceans imported from Bangladesh and intended for human consumption as last amended by Commission Implementing Decision 2011/742/EU and as repealed by Commission Implementing Decision (EU) 2015/2260 has the meaning it bears in that Decision.
- (2) The word 'crustaceans', when used in this declaration has the same meaning as the word 'crustaceous' when that word is used in Commission Decision 2008/630/EC as last amended by Commission Implementing Decision 2011/742/EU and as repealed by Commission Implementing Decision (EU) 2015/2260.