

**QUESTIONNAIRE**

**REVIEW OF THE HYGIENE REGULATIONS**

**PROPOSED AMENDMENTS**

Please note that Member States have indicated that:

- they might change or refine their position depending on the arguments presented at the working group meetings;
- for some amendments they need more information to form an opinion;
- some amendments are still under discussion within the MemberState;
- they disagree because it is a linguistic problem or the issue should be solved by way of a guidance document;
- no indication of an agreement or disagreement could be given for various reasons.

**SUMMARY PREPARED BY THE COMMISSION**

**Date completed: 22 May 2007**

## Regulation (EC) No 852/2004

1) Art. 1(2c)	To define (and harmonise) the concept "small quantities"
2) Art. 1(3)	Products falling under national rules should be able to be placed on the Community market
3) Art. 2(1)	Add a definition for "wholesale"
4) Art. 2(1)(f)	Change the definition of "contamination" to the Codex definition
5) Art. 5	Add first 5 steps of HACCP as mentioned in the Codex
6) Art. 5(2)(e)	Add: corrective actions need to be "implemented"
7) Art. 13(4)(a)	Add a third point under 4a: "satisfying the specific requirements of charities distributing food"

## Regulation (EC) No 853/2004

Legal reference	Objective
8) Art. 1(2)	To include all foodstuffs containing meat preparations within the scope of the Regulation
9) Art. 1(2)	Clarify which composite products in the dairy field fall within the scope
10) Art. 1(3)(c) (d) & (e)	To define (and harmonise) the concept "small quantities"
11) Art. 1(3)(d)	Add "and ostriches"
12) Art. 1(3)(d)	Add "in processed form"
13) Art. 1(3)(d)	Make Art. 3 of 2076/2005 permanent
14) Art. 1(3)(d)	Make Art. 3 of 2076/2005 permanent, but define small quantities (10.000 head/year)
15) Art. 1(4)	Products falling under national rules should be able to be placed on the Community market
16) Art. 1(5)(b)(i)	To make approval of more types of cold stores obligatory
17) Art. 1(5)(b)(i)	Clarify temperature requirements for transport
18) Art. 1(5)(b)(ii)	To define (and harmonise) the concepts "marginal", "local"
19) Art. 3(2)	Clarify that hot steam is not allowed to remove surface contamination
20) Art. 3(2)	Make Art. 11 of 2076/2005 permanent (use of clean water)
21) Art. 4(2)	To include controlled-temperature warehouses for approval
22) Art. 4	Clarification is required with regard to conditional approval
23) Art. 10(3)	Products falling under national rules should be able to be placed on the Community market
24) Annex I – 1.1	Change the definition of "meat" (delete blood)
25) Annex I – 1.2	List other species under "bovine" (yak, zebu, buffalo)
26) Annex I – 1.3	Harmonise the definition of poultry with animal health texts
27) Annex I – 1.4	Clarify the definition: rodents are not lagomorphs; use a positive list
28) Annex I – 1.5	Requirement to provide information whether the origin of game meat is farmed or wild

Legal reference	Objective
29) Annex I – 1.5	Include "trapped game" in addition to hunted game
30) Annex I – 1.9	Include poultry carcasses in the definition
31) Annex I – 1.14	Change the definition (refer to Ca content; distinguish two types of MSM)
32) Annex I – 1.15	Change the definition: ...reduced to fragments <b>or minced meat</b> , which...
33) Annex I – 1.15	Clarify the difference between definition of meat preparation and meat product; Proposal to change the definition of meat preparations
34) Annex I – 1.16	Include "plucking" in the definition
35) Annex I – 1.19	New definition for rodents with a positive list (Cavia porcellus, Myocaster coypus)
36) Annex I – 3.5	Amend definition of fresh fishery products to include frozen fish
37) Annex I – 4.1	Include species like dromedary
38) Annex I – 4.1	Change the definition of raw milk: "pasteurised" instead of "more than 40°C"
39) Annex I – 7.1	Clarify the difference between definition of meat preparation and meat product
40) Annex I – 7.2	Change "dairy products" to "milk products" to clarify the situation with composite products
41) Annex I – 8.3	Add a definition for "cold stores"
42) Annex I – 8.4	Add a definition for "wholesale" or clarify in guidance document
43) Annex I – 8.5	Add a definition for invertebrates with a positive list, if necessary; add rules to harmonise or prohibit trade

## Regulation (EC) No 854/2004

Legal reference	Objective
44) Art. 4(3)	Recommendation to ensure training
45) Art. 4(4)	The word "audit" should be changed to "inspection", since these are basic conditions of establishments
46) Art. 5(2) and Art. 5(3)(e)	Add how carcasses should be <b>marked</b> when declared unfit for human consumption
47) Art. 5(5)(b)	Provide flexibility based on risk level. Proposal for revised wording is given.
48) Art. 5(6) (a)	Resources of official control staff should be targeted to auditing, documentary checks and inspection of carcasses with non-conformities in small establishments in remote areas.
49) Art. 5(6)(a)	Make Art. 14 of 2076/2005 permanent: training requirements in poultry slaughterhouses
50) Art. 5(6)(a)	Adjust wording in line with above; proposed wording is given
51) Art. 5(6) (a) and Annex I, Section III, Chapter III, point A	Extend the use of slaughterhouse staff for inspection purposes to other species (reindeer)
52) Art. 5(6)(a) and Annex I, Section III, Chapter III, point A	Extend the use of slaughterhouse staff for inspection purposes to other species (pigs and calves)