

Reference: POAO REG 61/032

**PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS)  
(ENGLAND) REGULATIONS 2006 (“the Regulations”)**

**DECLARATION UNDER REGULATION 61**

Whereas the Food Standards Agency has reasonable grounds to suspect that there are serious shortcomings as regards veterinary medicines regulation and the residue control system in live animals and animal products in China, and has reasonable grounds to suspect the presence of

- (i) harmful residues including chloramphenicol, nitrofurantoin and its metabolites in products of animal origin originating in China and intended for human or animal consumption, and
- (ii) harmful residues of malachite green, crystal violet and their metabolites in products of animal origin originating in China and intended for human or animal consumption;

Whereas this is likely to constitute a serious risk to animal and public health;

Whereas on 20 December 2002, following the identification of such shortcomings and the detection of the presence of harmful residues, the Commission of the European Communities adopted Commission Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China (OJ No. L348, 21.12.2002, p. 154);

Whereas the Commission has amended that Decision several times, the last amendment being Commission Decision 2008/639/EC amending Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China (OJ No. L207, 5.8.2008, p.30);

Whereas the Commission has further amended that Decision by Commission Decision 2009/799/EC amending Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China (OJ No. L285, 31.10.2009, p.42);

**The Food Standards Agency declares in accordance with regulation 61 of the Regulations**

With effect from 3 November 2009, the introduction into England from China of consignments of products of animal origin intended for human consumption or animal feed use is permitted, subject to the conditions specified in Articles 2 and 3 of Commission Decision 2002/994/EC, as last amended by Commission Decision 2009/799/EC amending Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China.

Declaration POAO REG 61/023 is repealed with effect from 3 November 2009.

Signed by AGL on 2nd November 2009

Print name A-GLEADLE

Give details of post held HEAD FOODSAFETY! CONTAMINANTS DIVISION.

For and on behalf of the Food Standards Agency

## NOTES

- (1) Any expression used both in this declaration and Commission Decision 2002/994/EC as last amended by Commission Decision 2009/799/EC amending Decision 2002/994/EC concerning certain protective measures with regard to the products of animal origin imported from China has the meaning it bears in Decision 2002/994/EC as so amended.
- (2) Importation of products of animal origin intended for human consumption or animal feed use from China in contravention of this declaration is a criminal offence, punishable by a fine or with imprisonment or both.

