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► **B** **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

(Text with EEA relevance)

(OJ L 194, 25.7.2009, p. 11)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Commission Regulation (EU) No 212/2010 of 12 March 2010	L 65	16	13.3.2010
► <u>M2</u>	Commission Regulation (EU) No 878/2010 of 6 October 2010	L 264	1	7.10.2010
► <u>M3</u>	Commission Regulation (EU) No 1099/2010 of 26 November 2010	L 312	9	27.11.2010
► <u>M4</u>	Commission Regulation (EU) No 187/2011 of 25 February 2011	L 53	45	26.2.2011
► <u>M5</u>	Commission Implementing Regulation (EU) No 433/2011 of 4 May 2011	L 115	5	5.5.2011
► <u>M6</u>	Commission Implementing Regulation (EU) No 799/2011 of 9 August 2011	L 205	15	10.8.2011
► <u>M7</u>	Commission Implementing Regulation (EU) No 1277/2011 of 8 December 2011	L 327	42	9.12.2011
► <u>M8</u>	Commission Implementing Regulation (EU) No 294/2012 of 3 April 2012	L 98	7	4.4.2012
► <u>M9</u>	Commission Implementing Regulation (EU) No 514/2012 of 18 June 2012	L 158	2	19.6.2012
► <u>M10</u>	Commission Implementing Regulation (EU) No 889/2012 of 27 September 2012	L 263	26	28.9.2012
► <u>M11</u>	Commission Implementing Regulation (EU) No 1235/2012 of 19 December 2012	L 350	44	20.12.2012
► <u>M12</u>	Commission Implementing Regulation (EU) No 91/2013 of 31 January 2013	L 33	2	2.2.2013
► <u>M13</u>	Commission Implementing Regulation (EU) No 270/2013 of 21 March 2013	L 82	47	22.3.2013
► <u>M14</u>	Commission Implementing Regulation (EU) No 618/2013 of 26 June 2013	L 175	34	27.6.2013
► <u>M15</u>	Commission Implementing Regulation (EU) No 925/2013 of 25 September 2013	L 254	12	26.9.2013
► <u>M16</u>	Commission Implementing Regulation (EU) No 1355/2013 of 17 December 2013	L 341	35	18.12.2013
► <u>M17</u>	Commission Implementing Regulation (EU) No 323/2014 of 28 March 2014	L 95	12	29.3.2014
► <u>M18</u>	Commission Implementing Regulation (EU) No 718/2014 of 27 June 2014	L 190	55	28.6.2014

► <u>M19</u>	Commission Implementing Regulation (EU) No 1021/2014 of 26 September 2014	L 283	32	27.9.2014
► <u>M20</u>	Commission Implementing Regulation (EU) No 1295/2014 of 4 December 2014	L 349	33	5.12.2014
► <u>M21</u>	Commission Implementing Regulation (EU) 2015/525 of 27 March 2015	L 84	23	28.3.2015
► <u>M22</u>	Commission Implementing Regulation (EU) 2015/943 of 18 June 2015	L 154	8	19.6.2015
► <u>M23</u>	Commission Implementing Regulation (EU) 2015/1012 of 23 June 2015	L 162	26	27.6.2015
► <u>M24</u>	Commission Implementing Regulation (EU) 2015/1607 of 24 September 2015	L 249	7	25.9.2015
► <u>M25</u>	Commission Implementing Regulation (EU) 2015/2383 of 17 December 2015	L 332	57	18.12.2015
► <u>M26</u>	Commission Implementing Regulation (EU) 2016/24 of 8 January 2016	L 8	1	13.1.2016
► <u>M27</u>	Commission Implementing Regulation (EU) 2016/166 of 8 February 2016	L 32	143	9.2.2016
► <u>M28</u>	Commission Implementing Regulation (EU) 2016/443 of 23 March 2016	L 78	51	24.3.2016
► <u>M29</u>	Commission Implementing Regulation (EU) 2016/1024 of 24 June 2016	L 168	1	25.6.2016
► <u>M30</u>	Commission Implementing Regulation (EU) 2016/2107 of 1 December 2016	L 327	50	2.12.2016
► <u>M31</u>	Commission Implementing Regulation (EU) 2017/186 of 2 February 2017	L 29	24	3.2.2017
► <u>M32</u>	Commission Implementing Regulation (EU) 2017/1142 of 27 June 2017	L 165	29	28.6.2017
► <u>M33</u>	Commission Implementing Regulation (EU) 2017/2298 of 12 December 2017	L 329	26	13.12.2017
► <u>M34</u>	Commission Implementing Regulation (EU) 2018/941 of 2 July 2018	L 166	7	3.7.2018
► <u>M35</u>	Commission Implementing Regulation (EU) 2018/1660 of 7 November 2018	L 278	7	8.11.2018

▼B**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****(Text with EEA relevance)***Article 1***Subject matter**

This Regulation lays down rules concerning the increased level of official controls to be carried out pursuant to Article 15(5) of Regulation (EC) No 882/2004 at the points of entry into the territories referred to Annex I thereto, on imports of the feed and food of non-animal origin listed in Annex I to this Regulation.

*Article 2***Updates to Annex I**

In order to set up and regularly amend the list in Annex I, at least the following sources of information shall be taken into account:

- (a) data resulting from notifications received through the RASFF;
- (b) reports and information resulting from the activities of the Food and Veterinary Office;
- (c) reports and information received from third countries;
- (d) information exchanged between the Commission and Member States, and the European Food Safety Authority;
- (e) scientific assessments, where appropriate.

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The list in Annex I shall be reviewed on a regular basis, and at least biannually.

▼B*Article 3***Definitions**

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

- (a) ‘common entry document (CED)’ means the document to be completed by the feed and food business operator or its representative as provided for in Article 6, a model of which is set out in Annex II, and by the competent authority confirming completion of official controls;

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- (b) ‘designated point of entry (DPE)’ means the point of entry provided for in the first indent of Article 17(1) of Regulation (EC) No 882/2004, into one of the territories referred to in Annex I thereto; ► **M34** in the case of consignments entering the Union by sea or by air transport from a third country, which are unloaded for the purposes of being loaded on respectively another vessel or aircraft in the same port or airport for onward travel to another port or airport in one of the territories referred to in Annex I to Regulation (EC) No 882/2004, the designated point of entry shall be the latter port or airport; ◀
- (c) ‘consignment’ means a quantity of any of the feed or food of non-animal origin listed in Annex I to this Regulation of the same class or description, covered by the same document(s), conveyed by the same means of transport and coming from the same third country or part of such country.

*Article 4***Minimum requirements for designated points of entry**

Without prejudice to Article 19, the designated points of entry shall have at least the following available:

- (a) a sufficient number of suitably qualified and experienced staff to perform the prescribed checks on consignments;
- (b) appropriate facilities for the competent authority to undertake the necessary checks;
- (c) detailed instructions regarding sampling for analysis and the sending of such samples for analysis to a laboratory designated pursuant to Article 12(1) of Regulation (EC) No 882/2004 (the designated laboratory);
- (d) facilities to store consignments (and containerised consignment) in appropriate conditions during the period of detention, where appropriate, awaiting the results of the analysis referred to in point (c), and a sufficient number of storage rooms, including cold stores, in cases where a controlled temperature is required due to the nature of the consignment;
- (e) unloading equipment and appropriate equipment for carrying out sampling for analysis;
- (f) the possibility to perform the unloading and the sampling for analysis in a sheltered place, where appropriate;
- (g) a designated laboratory which can perform the analysis referred to in point (c), situated at a place to which the samples can be transported within a short period of time.

▼B*Article 5***List of designated points of entry**

The Member States shall maintain and make publicly available on the Internet for each of the products listed in Annex I an up-to-date list of the designated points of entry. The Member States shall communicate the Internet addresses of these lists to the Commission.

The Commission shall display the national links to those lists on the Commission's website, for information purposes.

*Article 6***Prior notification of consignments**

Feed and food business operators or their representatives shall give adequate prior notification of the estimated date and time of physical arrival of the consignment at the designated point of entry and of the nature of the consignment.

For that purpose, they shall complete Part I of the common entry document and transmit that document to the competent authority at the designated point of entry, at least one working day prior to the physical arrival of the consignment.

*Article 7***Language of common entry documents**

Common entry documents shall be drawn up in the official language, or in one of the official languages, of the Member State where the designated point of entry is located.

However, a Member State may consent to common entry documents being drawn up in another official language of the Community.

*Article 8***Increased level of official controls at designated points of entry**

1. The competent authority at the designated point of entry shall carry out without undue delay:

- (a) documentary checks on all consignments within 2 working days from the time of arrival at the DPE, unless exceptional and unavoidable circumstances arise;
- (b) identity and physical checks, including laboratory analysis, at the frequencies set out in Annex I, and in such a way that it is not possible for feed and food business operators or their representatives to predict whether any particular consignment will be subjected to such checks; the results of physical checks must be available as soon as technically possible.

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2. After completion of the checks provided for in paragraph 1, the competent authority shall:

- (a) complete the relevant part of Part II of the common entry document; and the responsible official of the competent authority shall stamp and sign the original of that document;
- (b) make and retain a copy of the signed and stamped common entry document.

The original of the common entry document shall accompany the consignment on its onward transport until it reaches its destination as indicated in the CED.

The competent authority at the DPE may authorise onward transportation of the consignment pending the results of the physical checks. Where authorisation is given, the competent authority at the DPE shall notify the competent authority at the point of destination and appropriate arrangements shall be put in place to ensure that the consignment remains under the continuous control of the competent authorities and cannot be tampered with in any manner pending the results of the physical checks.

In cases where the consignment is transported pending the availability of results from the physical checks, a certified copy of the original CED shall be issued for that purpose.

*Article 9***Special circumstances**

1. On request of the Member State concerned, the Commission may authorise the competent authorities of certain designated points of entry operating under specific geographical constraints to carry out physical checks at the premises of a feed and food business operator, provided that the following conditions are met:

- (a) the efficiency of controls carried out at the DPE is not adversely affected;
- (b) the premises fulfil the requirements indicated in Article 4, as relevant, and are approved for that purpose by the Member State;
- (c) appropriate arrangements are in place to guarantee that the consignment remains under the continuous control of the competent authorities of the DPE as from the moment of its arrival at the DPE and cannot be tampered with in any manner throughout all checks.

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2. By way of derogation from Article 8(1), under exceptional circumstances, the Commission may provide in respect of a product listed in Annex I, that identity and physical checks on consignments of such products can be carried out by the competent authority of the place of destination as indicated in the CED, if appropriate at the premises of the feed and food business operator if the conditions laid down in paragraph 1 (b) and (c) are satisfied, provided that the following conditions are met:

- (a) the highly perishable nature of the product or the specific characteristics of the packaging are such that the performance of sampling operations at the DPE would inevitably result in a serious risk to food safety or in the product being damaged to an unacceptable extent;

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- (b) appropriate cooperation arrangements are put in place by the competent authorities at the DPE and the competent authorities performing the physical checks to ensure that:
 - (i) the consignment cannot be tampered with in any manner throughout all checks;
 - (ii) the reporting requirements laid down in Article 15 are fully met.

▼ B*Article 10***Release for free circulation**

The release for free circulation of consignments shall be subject to the presentation by the feed and food business operator or their representative to the custom authorities of a common entry document or its electronic equivalent duly completed by the competent authority once all controls required in accordance with Article 8(1) have been carried out and favourable results from physical checks, where such checks are required, are known.

*Article 11***Obligations of feed and food business operators**

In cases where the special characteristics of the consignment so warrant, feed and food business operator or their representative shall make available to the competent authority:

- (a) sufficient human resources and logistics to unload the consignment, in order that the official controls may take place;
- (b) the appropriate equipment for sampling for analysis as regards special transport and/or specific packaging forms, insofar as such sampling cannot be representatively performed with standard sampling equipment.

*Article 12***Splitting of consignments**

Consignments shall not be split until the increased level of official controls has been completed, and the common entry document has been completed by the competent authority as provided for in Article 8.

In the case of subsequent splitting of the consignment, an authenticated copy of the common entry document shall accompany each part of the consignment until it is released for free circulation.

▼ M34*Article 13***Non-compliance**

1. If the official controls establish non-compliance, the responsible official of the competent authority shall complete Part III of the common entry document and action shall be taken pursuant to Articles 19, 20 and 21 of Regulation (EC) No 882/2004.

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2. Where the competent authority at the designated point of entry does not permit the introduction of a consignment of feed and food listed in Annex I due to non-compliance with a maximum residue level set out in Regulation (EC) No 396/2005, it shall immediately notify such border rejection in accordance with Article 19(3) of Regulation (EC) No 882/2004.

▼B*Article 14***Fees**

1. Member States shall ensure the collection of fees occasioned by the increased level of official controls provided for in this Regulation in accordance with Article 27(4) of Regulation (EC) No 882/2004, and the criteria laid down in Annex VI to Regulation (EC) No 882/2004.

2. Feed and food business operators responsible for the consignment or their representatives shall pay the fees referred to in paragraph 1.

*Article 15***Reporting to the Commission**

1. Member States shall submit to the Commission a report on consignments, for the purposes of a continuous assessment of the feed and food of non-animal origin listed in Annex I.

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They shall submit that report biannually by the end of the month following each semester.

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2. The report shall include the following information:

(a) details of each consignment, including:

- (i) the size in terms of net weight of the consignment;
- (ii) the country of origin of each consignment;

(b) the number of consignments subjected to sampling for analysis;

(c) the results of the checks as provided for in Article 8(1);

3. The Commission shall compile the reports received pursuant to paragraph 2 and make them available to the Member States.

*Article 16***Amendment to Decision 2006/504/EC**

Decision 2006/504/EC is amended as follows:

1. in Article 1, point (a) (iii), (iv) and (v) are deleted,

2. in Article 5, paragraph 2 (a) is replaced by the following:

‘(a) each consignment of foodstuffs from Brazil’,

3. in Article 7, paragraph 3 is deleted.

▼ B*Article 17***Repeal of Decision 2005/402/EC**

Commission Decision 2005/402/EC is repealed.

*Article 18***Applicability**

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

It shall apply from 25 January 2010.

▼ M1*Article 19***Transitional measures****▼ M18**

1. For a period of 10 years from the date of entry into force of this Regulation, where a designated point of entry is not equipped with the facilities required to carry out identity and physical checks as provided for in Article 8(1)(b), those checks may be carried out at another control point in the same Member State, authorised for that purpose by the competent authority, before goods are declared for release for free circulation, provided that such control point complies with the minimum requirements laid down in Article 4.

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2. Member States shall make publicly available, by electronic publication on their website, a list of the control points authorised in accordance with paragraph 1.

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

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ANNEX I

Feed and food of non-animal origin subject to an increased level of official controls at the designated point of entry

Feed and food (intended use)	CN code (1)	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
Pineapples <i>(Food — fresh or chilled)</i>	0804 30 00		Benin (BJ)	Pesticide residues (2) (3)	10
— Groundnuts (peanuts), in shell	— 1202 41 00		Bolivia (BO)	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				
<i>(Feed and food)</i>					
Goji berries (wolfberries) <i>(Lycium barbarum L.)</i> <i>(Food — fresh, chilled or dried)</i>	ex 0813 40 95; ex 0810 90 75	10 10	China (CN)	Pesticide residues (2) (4)	10
Tea, whether or not flavoured <i>(Food)</i>	0902		China (CN)	Pesticide residues (2) (5)	10
— Sweet peppers (<i>Capsicum annuum</i>)	— 0709 60 10; 0710 80 51		Dominican Republic (DO)	Pesticide residues (2) (6)	20
— Peppers (other than sweet) (<i>Capsicum</i> spp.)	— ex 0709 60 99; ex 0710 80 59	20 20			
— Yardlong beans <i>(Vigna unguiculata</i> spp. <i>sesquipedalis, vigna unguiculata</i> spp. <i>unguiculata)</i>	— ex 0708 20 00; ex 0710 22 00	10 10			
<i>(Food — fresh, chilled or frozen)</i>					
— Sweet peppers (<i>Capsicum annuum</i>)	— 0709 60 10; 0710 80 51		Egypt (EG)	Pesticide residues (2) (7)	10
— Peppers (other than sweet) (<i>Capsicum</i> spp.)	— ex 0709 60 99; ex 0710 80 59	20 20			
<i>(Food — fresh, chilled or frozen)</i>					
— Hazelnuts, in shell	— 0802 21 00		Georgia (GE)	Aflatoxins	20
— Hazelnuts, shelled	— 0802 22 00				
<i>(Food)</i>					

▼ M34

Feed and food (intended use)	CN code (1)	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
Palm oil <i>(Food)</i>	1511 10 90; 1511 90 11; ex 1511 90 19; 1511 90 99	90	Ghana (GH)	Sudan dyes (8)	50
— Groundnuts (peanuts), in shell	— 1202 41 00		Gambia (GM)	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				
<i>(Feed and food)</i>					
Okra <i>(Food — fresh, chilled or frozen)</i>	ex 0709 99 90; ex 0710 80 95	20 30	India (IN)	Pesticide residues (2) (9)	10
Peppers (other than sweet) (<i>Capsicum</i> spp.) <i>(Food — fresh, chilled or frozen)</i>	ex 0709 60 99; ex 0710 80 59	20 20	India (IN)	Pesticide residues (2) (10)	10
Chinese celery (<i>Apium graveolens</i>) <i>(Food — fresh or chilled herb)</i>	ex 0709 40 00	20	Cambodia (KH)	Pesticide residues (2) (11)	50
Yardlong beans (<i>Vigna unguiculata</i> spp. <i>sesquipedalis</i> , <i>vigna unguiculata</i> spp. <i>unguiculata</i>) <i>(Food — fresh, chilled or frozen vegetables)</i>	ex 0708 20 00; ex 0710 22 00	10 10	Cambodia (KH)	Pesticide residues (2) (12)	50
Turnips (<i>Brassica rapa</i> spp. <i>Rapa</i>) <i>(Food — prepared or preserved by vinegar or acetic acid)</i>	ex 2001 90 97	11; 19	Lebanon (LB)	Rhodamine B	50
Peppers (sweet or other than sweet) (<i>Capsicum</i> spp.) <i>(Food — dried, roasted, crushed or ground)</i>	ex 2008 99 99; 0904 21 10; ex 0904 21 90; ex 0904 22 00	79 20 11; 19	Sri Lanka (LK)	Aflatoxins	20

▼ **M34**

Feed and food (intended use)	CN code (1)	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Groundnuts (peanuts), in shell	— 1202 41 00		Madagascar (MG)	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				
<i>(Feed and food)</i>					
Sesamum seeds <i>(Food — fresh or chilled)</i>	1207 40 90		Nigeria (NG)	Salmonella (13)	50
Peppers (other than sweet) (<i>Capsicum</i> spp.) <i>(Food — fresh, chilled or frozen)</i>	ex 0709 60 99; ex 0710 80 59	20 20	Pakistan (PK)	Pesticide residues (2)	10
Raspberries <i>(Food — frozen)</i>	0811 20 31; ex 0811 20 11; ex 0811 20 19	10 10	Serbia (RS)	Norovirus	10
— Groundnuts (peanuts), in shell	— 1202 41 00		Sudan (SD)	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				
<i>(Feed and food)</i>					
Sesamum seeds <i>(Food — fresh or chilled)</i>	1207 40 90		Sudan (SD)	Salmonella (13)	50
Watermelon (<i>Egusi, Citrullus</i> spp.) seeds and derived products <i>(Food)</i>	ex 1207 70 00; ex 1106 30 90; ex 2008 99 99	10 30 50	Sierra Leone (SL)	Aflatoxins	50
— Groundnuts (peanuts), in shell	— 1202 41 00		Senegal (SN)	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				
<i>(Feed and food)</i>					

▼ **M34**

Feed and food (intended use)	CN code (1)	TARIC sub- division	Country of origin	Hazard	Frequency of physical and identity checks (%)
Turnips (<i>Brassica rapa</i> spp. <i>Rapa</i>) <i>(Food — prepared or preserved by vinegar or acetic acid)</i>	ex 2001 90 97	11; 19	Syria (SY)	Rhodamine B	50
Peppers (other than sweet) (<i>Capsicum</i> spp.) <i>(Food — fresh, chilled or frozen)</i>	ex 0709 60 99; ex 0710 80 59	20 20	Thailand (TH)	Pesticide residues (2) (14)	10
— Dried apricots	— 0813 10 00		Turkey (TR)	Sulphites (16)	20
— Apricots, otherwise prepared or preserved (15)	— 2008 50 61				
<i>(Food)</i>					
Dried grapes (including dried grapes cut or crushed into a paste, without any further treatment)	0806 20		Turkey (TR)	Ochratoxin A	5
<i>(Food)</i>					
Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>) <i>(Food — fresh, chilled or dried)</i>	0805 50 10		Turkey (TR)	Pesticide residues (2)	10
Pomegranates <i>(Food — fresh or chilled)</i>	ex 0810 90 75	30	Turkey (TR)	Pesticide residues (2) (17)	10
Sweet Peppers (<i>Capsicum annuum</i>) <i>(Food — fresh, chilled or frozen)</i>	0709 60 10; 0710 80 51		Turkey (TR)	Pesticide residues (2) (18)	10

▼ **M35**

▼ **M34**

Sesamum seeds <i>(Food — fresh or chilled)</i>	1207 40 90		Uganda (UG)	Salmonella (13)	50
— Pistachios, in shell	— 0802 51 00		United States (US)	Aflatoxins	10
— Pistachios, shelled	— 0802 52 00				
— Pistachios, roasted <i>(Food)</i>	— ex 2008 19 13; ex 2008 19 93	20 20			
— Dried apricots	— 0813 10 00		Uzbekistan (UZ)	Sulphites (16)	50
— Apricots, otherwise prepared or preserved (15)	— 2008 50 61				
<i>(Food)</i>					

▼ **M34**

Feed and food (intended use)	CN code ⁽¹⁾	TARIC sub-division	Country of origin	Hazard	Frequency of physical and identity checks (%)
— Coriander leaves	— ex 0709 99 90	72	Vietnam (VN)	Pesticide residues ⁽²⁾ ⁽¹⁹⁾	50
— Basil (holy, sweet)	— ex 1211 90 86	20			
— Mint	— ex 1211 90 86	30			
— Parsley	— ex 0709 99 90	40			
<i>(Food — fresh or chilled herbs)</i>					
Okra	ex 0709 99 90	20	Vietnam (VN)	Pesticide residues ⁽²⁾ ⁽¹⁹⁾	50
<i>(Food — fresh, chilled or frozen)</i>	ex 0710 80 95	30			
Peppers (other than sweet) (<i>Capsicum</i> spp.)	ex 0709 60 99;	20	Vietnam (VN)	Pesticide residues ⁽²⁾ ⁽¹⁹⁾	50
<i>(Food — fresh, chilled or frozen)</i>	ex 0710 80 59	20			

▼ **M35**▼ **M34**

- ⁽¹⁾ Where only certain products under any CN code are required to be examined and no specific subdivision under that code exists, the CN code is marked 'ex'.
- ⁽²⁾ 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).
- ⁽³⁾ Residues of Ethephon.
- ⁽⁴⁾ Residues of Amitraz.
- ⁽⁵⁾ Residues of Tolfenpyrad.
- ⁽⁶⁾ 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 CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram) and Methiocarb (sum of methiocarb and methiocarb sulfoxide and sulfone, expressed as methiocarb).
- ⁽⁷⁾ 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.
- ⁽⁸⁾ 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).
- ⁽⁹⁾ Residues of Diafenthiuron.
- ⁽¹⁰⁾ Residues of Carbofuran.
- ⁽¹¹⁾ Residues of Phenthoate.
- ⁽¹²⁾ Residues of Chlorbufam.
- ⁽¹³⁾ Reference method EN/ISO 6579-1 or a method validated against it in accordance with the most recent version of EN/ISO 16140 or other internationally accepted similar protocols.
- ⁽¹⁴⁾ Residues of Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)), Prothiofos and Triforine.
- ⁽¹⁵⁾ Identity and physical checks may be carried out by the competent authority of the place of destination as indicated in the CED, if appropriate at the premises of the feed and food business operator in accordance with Article 9(2) of this Regulation.
- ⁽¹⁶⁾ Reference methods: EN 1988-1:1998, EN 1988-2:1998 or ISO 5522:1981.
- ⁽¹⁷⁾ Residues of Prochloraz.
- ⁽¹⁸⁾ Residues of Diafenthiuron, Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) and Thiophanate-methyl.
- ⁽¹⁹⁾ Residues of Dithiocarbamates (dithiocarbamates expressed as CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos.

▼ **M17**

ANNEX II

COMMON ENTRY DOCUMENT (CED)

EUROPEAN UNION		Common Entry Document (CED)	
Part I: Details of dispatched consignment	I.1. Consignor Name Address Country + ISO code		I.2. CED reference number
			DPE
			DPE Unit No.
	I.3. Consignee Name Address Postal Code Country + ISO code		I.4. Person responsible for the consignment Name Address
			I.5. Country of origin + ISO code
			I.6. Country from where consigned + ISO code
	I.7. Importer Name Address Postal Code Country + ISO code		I.8. Place of destination Name Address Postal Code Country + ISO code
	I.9. Arrival at DPE (estimated date and time) Date Time		I.10. Documents Number Date of issue
	I.11. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road Vehicle <input type="checkbox"/> Identification: Documentary references:		I.13. Commodity code
	I.12. Description of commodity		I.14. Gross and net weight
			I.15. Number of packages
	I.16. Temperature Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/>		I.17. Type of packages
	I.18. Commodity intended for Human consumption <input type="checkbox"/> Further process <input type="checkbox"/> Feedingstuff <input type="checkbox"/>		
	I.19. Seal number and container number		
	I.20. For transfer to <input type="checkbox"/> Control point		I.21. Control point unit N°
	I.22. For import <input type="checkbox"/>		I.23.
	I.24. Means of transport to Control Point Railway wagon <input type="checkbox"/> Registered No. Aeroplane <input type="checkbox"/> Flight No. Ship <input type="checkbox"/> Name Road Vehicle <input type="checkbox"/> Plate No.		
	I.25. Declaration I, the undersigned person responsible for the consignment detailed above, certify that to the best of my knowledge and belief the statements made in Part I of this document are true and complete and I agree to comply with the legal requirements of Regulation (EC) No 882/2004, including payment for official controls, and consequent official measures in case of non compliance with the feed and food law.		Place and date of declaration Name of signatory Signature

▼ M17

EUROPEAN UNION		Common Entry Document (CED)	
Part II: Decision on consignment	II.1. CED Reference Number	II.2. Customs Document Reference	
	II.3. Documentary Check Satisfactory <input type="checkbox"/> Not Satisfactory <input type="checkbox"/>	II.4. Consignment selected for physical checks Yes <input type="checkbox"/> No <input type="checkbox"/>	
	II.5. ACCEPTABLE for transfer <input type="checkbox"/> Control point Control point unit No Consignment authorised for onward transportation (pending results of laboratory tests) – consignment not to be released <input type="checkbox"/>		
	II.6. NOT ACCEPTABLE <input type="checkbox"/> 1. Re-dispatching <input type="checkbox"/> 2. Destruction <input type="checkbox"/> 3. Transformation <input type="checkbox"/> 4. Use for other purpose <input type="checkbox"/>	II.7. Details of Controlled Destinations (II.6) Approval no (where relevant) Address Postal Code	
	II.8. Full identification of DPE and official stamp <input type="checkbox"/> DPE Stamp DPE Unit N°	II.9. Official Inspector I, the undersigned official inspector of the DPE, certify that the checks on the consignment have been carried out in accordance with Union requirements. Name (in capital) Date Signature	
	II.10. II.10. Identity check	II.11. Identity check Yes <input type="checkbox"/> No <input type="checkbox"/> Satisfactory <input type="checkbox"/> Not Satisfactory <input type="checkbox"/>	
	II.12. Physical check Satisfactory <input type="checkbox"/> Not Satisfactory <input type="checkbox"/>	II.13. Laboratory Tests Yes <input type="checkbox"/> No <input type="checkbox"/> Tested for: Results: Satisfactory <input type="checkbox"/> Not Satisfactory <input type="checkbox"/>	
	II.14. ACCEPTABLE for release for free circulation <input type="checkbox"/> 1. Human consumption <input type="checkbox"/> 2. Further process <input type="checkbox"/> 3. Feedingstuff <input type="checkbox"/> 4. Other <input type="checkbox"/>	II.15. II.15. Reason for refusal	
	II.16. NOT ACCEPTABLE <input type="checkbox"/> 1. Re-dispatching <input type="checkbox"/> 2. Destruction <input type="checkbox"/> 3. Transformation <input type="checkbox"/> 4. Use for other purpose <input type="checkbox"/>	II.17. Reason for refusal 1. Absence/Invalid certificate (if applicable) <input type="checkbox"/> 2. ID: Mismatch with documents <input type="checkbox"/> 3. Physical hygiene failure <input type="checkbox"/> 4. Chemical contamination <input type="checkbox"/> 5. Microbiological contamination <input type="checkbox"/> 6. Other <input type="checkbox"/>	
	II.18. Details of controlled Destinations (II.16) Approval No (where relevant) Address Postal Code	II.19. Consignment resealed New seal No.	
II.20. Full identification of DPE/Control Point and official stamp Stamp	II.21. Official inspector I, the undersigned official inspector of the DPE/Control Point, certify that the checks on the consignment have been carried out in accordance with Union requirements Name (in capital) Date Signature		

Part III: Control	III.1. Details on re-dispatching Means of transport No. Railway wagon <input type="checkbox"/> Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Road vehicle <input type="checkbox"/> Country of destination: + ISO code Date
	III.2. Follow up Local Competent Authority Unit <input type="checkbox"/> Arrival of the consignment Yes <input type="checkbox"/> No <input type="checkbox"/> Correspondence of the consignment Yes <input type="checkbox"/> No <input type="checkbox"/>
	III.3. Official inspector Name (in capital) Unit N° Address Signature Date Stamp

▼ M17*Notes for guidance for the CED*

- General: Complete the common entry document in capital letters. Notes are shown against the relevant box number.
- Part I** **This Part is to be completed by the feed and food business operator or their representative, unless otherwise indicated.**
- Box I.1. Consignor: name and full address of the natural or legal person (feed and food business operator) dispatching the consignment. Information concerning telephone and fax numbers or an e-mail address is recommended.
- Box I.2. Information related to the CED reference number shall be provided by the competent authority of the designated point of entry (DPE). The feed and food business operator shall indicate the designated point of entry to which the consignment shall arrive.
- Box I.3. Consignee: name and full address of the natural or legal person (feed and food business operator) to whom the consignment is destined. Information on telephone and fax numbers or an e-mail address is recommended.
- Box I.4. The person responsible for the consignment: the person (feed and food business operator or their representative or the person making the declaration on their behalf) who is in charge of the consignment when it is presented at the DPE and who makes the necessary declarations to the competent authority at the DPE on behalf of the importer. Insert the name and full address. Information on telephone and fax numbers or an e-mail address is recommended.
- Box I.5. Country of origin: this refers to the third country where the commodity is originating from, grown, harvested or produced.
- Box I.6. Country from where consigned: this refers to the third country where the consignment was placed aboard the means of final transport for the journey to the Union.
- Box I.7. Importer: name and full address. Information on telephone and fax numbers or an e-mail address is recommended.
- Box I.8. Place of destination: delivery address in the Union. Information on telephone and fax numbers or an e-mail address is recommended.
- Box I.9. Arrival at DPE: insert the estimated date on which the consignment is expected to arrive at the DPE.
- Box I.10. Documents: insert the date of issue and the number of official documents accompanying the consignment, as appropriate.
- Box I.11. Give full details of the means of arrival transport: for aircrafts the flight number, for vessels the ship name, for road vehicles the registration number plate with trailer number if appropriate, for railway vehicles the train identity and wagon number.
- Documentary references: number of airway bill, bill of lading or commercial number for railway or road vehicle.
- Box I.12. Description of the commodity: provide a detailed description of the commodity (including for feed the type of feed).

▼ M17

- Box I.13. Commodity code: use the code identifying the commodity as listed in Annex I (including the TARIC sub-division, if applicable).
- Box I.14. Gross weight: overall weight in kg. 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.
- Net weight: weight of actual product in kg, excluding packaging. This is defined as the mass of the products themselves without immediate containers or any packaging.
- Box I.15. Number of packages.
- Box I.16. Temperature: tick the appropriate mode of transport/storage temperature.
- Box I.17. Type of packages: identify the type of packaging of products.
- Box I.18. Commodity intended for: tick the appropriate box depending on whether the commodity is destined for human consumption without prior sorting or other physical treatment (in this case tick 'human consumption') or is intended for human consumption after such treatment (tick 'further process' in this case), or is intended for use as 'feedingstuff' (in this case tick 'feedingstuffs').
- Box I.19. Give all seal and container identification numbers where relevant.
- Box I.20. Transfer to a control point: During the transitional period provided for in Article 19(1), the DPE shall tick this box to allow transfer to another control point.
- Box I.21. Not applicable.
- Box I.22. For import: this box is to be ticked where the consignment is intended for importation into the Union (Article 8).
- Box I.23. Not applicable.
- Box I.24. Tick the appropriate means of transport.
- Part II This Part is to be completed by the competent authority.**
- Box II.1. Use the same reference number as in Box I.2.
- Box II.2. For use by customs services, if necessary.
- Box II.3. Documentary check: to be completed for all consignments.
- Box II.4. The competent authority of the DPE shall indicate whether the consignment is selected for physical checks, which during the transitional period provided for in Article 19(1) may be carried out at a different control point.
- Box II.5. The competent authority of the DPE shall indicate, during the transitional period provided for in Article 19(1), following a satisfactory documentary check, to which control point the consignment may be transported in order for identity and physical checks to be carried out.

▼ **M17**

The competent authority of the DPE shall also indicate if the consignment is authorised for the onward transportation provided for in Article 8. Onward transportation can only be authorised if the identity checks have been carried out at the DPE and if their result is satisfactory. Box II.11 shall therefore be filled in at the same time as onward transportation is authorised, while Box II.12 shall be filled in once the results of laboratory tests are available.

- Box II.6. Indicate clearly the action to be taken in the case of rejection of the consignment due to the unsatisfactory outcome of the documentary checks. The address of the establishment of destination in case of 'Re-dispatching', 'Destruction', 'Transformation' and 'Use for other purpose' must be entered in Box II.7.
- Box II.7. Give as appropriate approval number and address (or ship name and port) for all destinations where further control of the consignment is required, for example for Box II.6, 'Re-dispatching', 'Destruction', 'Transformation' or 'Use for other purpose'.
- Box II.8. Put the official stamp of the competent authority of the DPE here.
- Box II.9. Signature of the responsible official of the competent authority of the DPE.
- Box II.10. Not applicable.
- Box II.11. The competent authority of the DPE or, during the transitional period provided for in Article 19(1), the competent authority of the control point, shall indicate the results of the identity checks here.
- Box II.12. The competent authority of the DPE or, during the transitional period provided for in Article 19(1), the competent authority of the control point, shall indicate the results of the physical checks here.
- Box II.13. The competent authority of the DPE or, during the transitional period provided for in Article 19(1), the competent authority of the control point, shall indicate the results of the laboratory test here. Complete this box with the category of substance or pathogen for which a laboratory test has been carried out.
- Box II.14. This box is to be used for all consignments to be released for free circulation within the Union.
- Box II.15. Not applicable.
- Box II.16. Indicate clearly the action to be taken in the case of rejection of the consignment due to the unsatisfactory outcome of the identity or physical checks. The address of the establishment of destination in case of 'Re-dispatching', 'Destruction', 'Transformation' and 'Use for other purpose' must be entered in Box II.18.
- Box II.17. Reasons for refusal: use, as appropriate, to add relevant information. Tick the appropriate box.
- Box II.18. Give, as appropriate, the approval number and address (or ship name and port) for all destinations where further control of the consignment is required, for example, for Box II.16, 'Re-dispatching', 'Destruction', 'Transformation' or 'Use for other purpose'.

▼ M17

- Box II.19. Use this box when the original seal recorded on a consignment is destroyed on opening the container. A consolidated list of all seals that have been used for this purpose must be kept.
- Box II.20. Put the official stamp of the competent authority of the DPE here or, during the transitional period provided for in Article 19(1), of the competent authority of the control point.
- Box II.21. Signature of the responsible official of the competent authority of the DPE or, during the transitional period provided for in Article 19(1), of the competent authority of the control point.

Part III This Part is to be completed by the competent authority.

- Box III.1. Details on re-dispatching: the competent authority of the DPE or, during the transitional period provided for in Article 19(1), the competent authority of the control point, shall indicate the means of transport used, its identification details, the country of destination and the date of re-dispatching, as soon as they are known.
- Box III.2. Follow-up: indicate the Local Competent Authority Unit responsible, as appropriate, for the supervision in case of 'Destruction', 'Transformation' or 'Use for other purpose' of the consignment. That authority shall report the result of the arrival of the consignment and the correspondence of the consignment in this box.
- Box III.3. Signature of the responsible official for the competent authority of the DPE or, during the transitional period provided for in Article 19(1), the responsible official for the control point, in case of 'Re-dispatching'. Signature of the responsible official for the local competent authority in case of 'Destruction', 'Transformation' or 'Use for other purpose'.