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COMMISSION

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COMMISSION REGULATION (EU) No .../..

of **XXX**

**amending Regulation (EC) No 2075/2005 laying down specific rules on official controls
for *Trichinella* in meat**

(Text with EEA relevance)

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amending Regulation (EC) No 2075/2005 laying down specific rules on official controls for *Trichinella* in meat

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption¹, and in particular points 8, 9, 10, ~~and 11~~ ~~and 16~~ of Article 18 thereof,

Whereas:

(1) Commission Regulation (EC) No 2075/2005 of 5 December 2005 laying down specific rules on official controls for *Trichinella* in meat² lays down rules for the sampling of carcasses of species susceptible to *Trichinella* infection, for the determination of the status ~~of~~ holdings and ~~regions~~ ~~compartments~~ and conditions for import of meat into the Union. It also provides for reference methods and equivalent methods of detection of *Trichinella* in samples of carcasses.

(2) The Regulations allows the cutting of carcasses of domestic swine under certain conditions pending the results of the *Trichinella* examination. To facilitate the operation of cutting practices, such authorisation should also be considered for other susceptible species under the same conditions

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~~(2)(3)~~ The Commission Regulation (EU) No 216/20014 of 7 March 2014 amending Regulation (EC) No 2075/2005 laying down specific rules on official controls for *Trichinella* in meat³ amended Regulation provides certain derogations for the *Trichinella* sampling of domestic pigs in Regulation (EC) No 2075/2005. The Regulation also provides for (EU) 216/2005 also amended requirements that must be met by food business operators to obtain official recognition of holdings applying controlled housing conditions. One of those conditions is that the operator may introduce new animals onto the holding only if they come from holdings also officially recognised as applying controlled housing conditions. It should be clarified which conditions apply when domestic pigs are moved from one to another holding via assembly centres, ~~or markets, dealers' premises or specific places of loading. In addition, relevant certificates for intra-Union trade and import should be adapted to these amended requirements.~~

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~~(3)(4)~~ In addition, information on the official recognition of the holding of origin as applying controlled housing conditions should be included by an official veterinarian

¹ OJ L 139, 30.4.2004, p. 206.

² OJ L 338, 22.12.2005, p. 60.

³ OJ L 69, 8.3.2014, p. 85.

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in the animal health certificates provided for in Council Directive 64/432/EEC⁴ as regards intra-Union trade in swine and in Commission Regulation (EU) No 206/2010⁵ as regards imports into the Union of porcine animals from third countries in order to enable Member States to apply the appropriate *Trichinella* testing regime at slaughter and not to jeopardize the status of the holding of destination of swine for breeding or production.

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(4)(5) In order to ensure the correct application of the Regulation (EC) No 2075/2005, third countries exporting live domestic porcine animals or meat thereof, should be listed if they apply the derogations on *Trichinella* sampling of domestic porcine animals and if holdings or compartments are officially recognised as applying controlled housing conditions.

(5)(6) The public health attestation of the *Trichinella* examination should be included in the veterinary certificates accompanying fresh meat in accordance with Commission Regulation (EU) No 206/2010, meat preparations in accordance with Commission Decision 2000/572/EC⁶ and meat products in accordance with Commission Decision 2007/777/EC⁷.

(6)(7) The EU Reference Laboratory for parasites has recommended clarifying the text of the Regulation in relation to the procedure of certain equivalent methods for *Trichinella* testing.

(7)(8) Regulation (EC) No 2075/2005 should therefore be amended accordingly.

~~(8) The requirements provided for in this Regulation involve an adaptation of current practices both for food business operators and competent authorities. It is therefore appropriate to allow a delayed application of some of the provisions of this Regulation.~~

(9) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health ~~and neither the European Parliament nor the Council has opposed them.~~

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2075/2005 is amended as follows:

(1) Article 3 is replaced by the following:

"Article 2
Sampling of carcasses

⁴ Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade of bovine animals and swine (OJ L 121, 29.7.1964, p. 1977/64).

⁵ Commission Regulation (EU) No 206/2010 of 12 March 2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements (OJ L 73, 20.3.2010, p. 1).

⁶ Commission Decision 2000/572/EC of 8 September 2000 laying down the animal and public health and veterinary certification conditions for imports of meat preparations into the Community from third countries (OJ L 240, 23.9.2000, p. 19).

⁷ Commission Decision 2007/777/EC of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC (OJ L 312, 30.11.2007, p. 49).

1. Carcases of domestic swine shall be sampled in slaughterhouses as part of the post-mortem examination as follows:

- (a) all carcasses of breeding sows and boars or at least 10% of carcasses of animals sent in for slaughter each year from each holding being officially recognised as applying controlled housing conditions, shall be examined for *Trichinella*.
- (b) all carcasses from holdings not being officially recognised as applying controlled housing conditions shall be systematically examined for *Trichinella*.

A sample shall be collected from each carcase and the sample shall be examined for *Trichinella*, in a laboratory designated by the competent authority, using one of the following methods of detection:

- (a) the reference method of detection set out in Chapter I of Annex I; or
- (b) an equivalent method of detection set out in Chapter II of Annex I.

2. Carcases of horses, wild boar and other farmed and wild animal species susceptible to *Trichinella* infestation shall be systematically sampled in slaughterhouses or game-handling establishments as part of the post-mortem examination.

A sample shall be collected from each carcase and the sample shall be examined in accordance with Annexes I and III in a laboratory designated by the competent authority.

3. Pending the results of the *Trichinella* examination and provided full traceability is guaranteed by the food business operator, carcasses referred to in points 1 and 2 may be cut up into a maximum of six parts in a slaughterhouse, game-handling establishment or in a cutting plant on the same premises.

By way of derogation from the first subparagraph and following approval by the competent authority, such carcasses may be cut up at a cutting plant attached to or separate from the slaughterhouse or game-handling establishment provided that:

- (a) the procedure is under supervision by the competent authority;
- (b) a carcase or the parts thereof have not more than one cutting plant as its destination;
- (c) the cutting plant is situated within the territory of the Member State; and
- (d) in case of a positive result all the parts are declared unfit for human consumption."

(1)(2) Article 13 is replaced by the following:

*"Article 13
Import health requirements*

1. Meat containing striated muscles of animal species that may be carriers of *Trichinella* may only be imported into the Union if prior to export the examination for *Trichinella* has been performed in accordance with conditions

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equivalent to those of Article 2 or 3 in the third country where the animals were slaughtered.

2. A third country may only apply the derogations provided for in Article 3(2) and (3), if it has informed the Commission ~~on~~of the application of these derogations and if it has been listed for that purpose:
 - (i) in Part 1 of Annex I to Commission Regulation (EU) No 206/2010⁸ for imports of live domestic porcine animals; or
 - (ii) in Part 1 of Annex II to Regulation (EU) No 206/2010 for imports of fresh meat of domestic porcine animals;
 - (iii) in Part 2 of Annex II to Commission Decision 2007/777/EC⁹ for imports of meat products produced exclusively from meat or meat products of domestic swine."

~~(2)~~(3) Article 15 is replaced by the following:

*"Article 15
Documents*

1. ~~The information on the official recognition of the holding of origin as applying controlled housing conditions as provided for in Article 8 shall be included in~~In the model health certificate for intra-Union trade in live domestic swine set out in Model 2 in Annex F to Directive 64/432/EEC the official veterinarian shall include the information on the official recognition of the holding of origin as applying controlled housing conditions as provided for in Article 8.
2. ~~The information on the official recognition by the competent authority of a third country of the holding of origin as applying controlled housing conditions equivalent to those provided for in accordance with Annex IV shall be included in~~In the model health certificate for imports into the Union of domestic porcine animals set out in the Models POR-X and POR-Y in Part 2 of Annex I to Regulation (EU) No 206/2010 the official veterinarian shall include the information on the official recognition by the competent authority of a third country of the holding of origin as applying controlled housing conditions equivalent to those provided for in Annex IV.
3. ~~The~~In the veterinary certificate in accordance with Models "POR" and 'EQU' set out in Part 2 of Annex II to Regulation (EU) No 206/2010 accompanying consignments of meat intended for imports into the Union from third countriesthe official veterinarian shall include the public health attestation of the examination for *Trichinella* carried out in accordance with Article 13 in the third country of origin of the meat.
4. In ~~The~~ the model animal and public health certificate set out in Annex II to Commission Decision 2000/572/EC¹⁰ accompanying consignments of meat

⁸ Commission Regulation (EU) No 206/2010 of 12 March 2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements (OJ L 73, 20.3.2010, p. 1).

⁹ Commission Decision 2007/777/EC of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC (OJ L 312, 30.11.2007, p. 49).

preparations intended for imports into the Union from third countries, the official veterinarian shall include the public health attestation of the examination for *Trichinella* carried out in accordance with Article 13 in the third country of origin of the meat.

5. In ~~The~~ model animal and public health certificate set out in Annex III to Decision 2007/777/EC accompanying consignments of certain meat products and treated stomachs, bladders and intestines intended for imports into the Union from third countries, the official veterinarian shall include the public health attestation of the examination for *Trichinella* carried out in accordance with Article 13 in the third country of origin of the meat."

~~(3)~~(4) In point 3 of Chapter I of Annex I, paragraph IV is replaced by the following:

"IV. Cleaning and decontamination procedure after a positive or doubtful result

When the examination of a collective or individual sample produces a positive or doubtful result, all material in contact with meat (blender bowl and blade, beaker, stirring rod, temperature sensor, conical filtration funnel, sieve and forceps) must be carefully decontaminated by washing in warm water (65 to 90 °C). It is recommended to rinse each piece thoroughly to remove the detergent if a detergent is used during washing."

~~(4)~~(5) In point 3 of Part D of Chapter II of Annex I, paragraph IV is replaced by the following:

"IV. When the examination of a collective or individual sample produces a positive or doubtful latex agglutination result, all material in contact with meat (blender bowl and blade, pestle, beaker, stirring rod, temperature sensor, conical filtration funnel, sieve and forceps) must be carefully decontaminated by soaking for few seconds in warm water (65° to 90 °C). Meat residues or inactivated larvae that could remain on their surface may be removed with a clean sponge and tap water. If required, a few drops of detergent can be added for degreasing equipment. It is then recommended to rinse each piece thoroughly to remove all traces of detergent.

~~(5)~~(6) In Part A of Annex IV, points (g) to (j) are replaced by the following:

- "(g) the operator must ensure that pigs are identified so that each animal can be traced back to the holding;
- (h) the operator must ensure that porcine animals are only introduced onto the holding if they originate in and come from holdings officially recognised as applying controlled housing conditions;
- (i) none of the animals has access to outdoor facilities unless the operator can show by a risk analysis to the satisfaction of the competent authority that the time period, facilities and circumstances of outdoor access do not pose a danger for introduction of *Trichinella* in the holding;
- (j) none of the swine for breeding and production, as defined in Article 2(2)(c) of Council Directive 64/432/EEC, has been unloaded after leaving the holding of origin at an assembly centre as defined in Article 2(2)(o) of Council Directive

⁴⁰ — Commission Decision 2000/572/EC of 8 September 2000 laying down the animal and public health and veterinary certification conditions for imports of meat preparations into the Community from third countries (OJ L 240, 23.9.2000, p. 19).

64/432/EEC, ~~C or on a dealers' premises as referred to in Article 13(2) of that Directive, or at any other place of loading, unless the assembly centre, or the dealers' premises or at any other place of loading~~ meets the requirements of points (a) to (j) above ~~A of Annex IV~~ and all animals being grouped for consignments at the assembly centre ~~or, on the dealers' premises or at any other place of loading~~ originate in and come from holdings officially recognised as applying controlled housing conditions or from officially recognised compartments."

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Formateret: Fremhævning

Article 2

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

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

Done at Brussels,

For the Commission
The President
José Manuel BARROSO