

COMMISSION IMPLEMENTING REGULATION (EU) 2021/1900**of 27 October 2021****amending Implementing Regulation (EU) 2019/1793 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries implementing Regulations (EU) 2017/625 and (EC) No 178/2002 of the European Parliament and of the Council****(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 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety ⁽¹⁾, and in particular Article 53(1)(b) thereof,Having regard to Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) ⁽²⁾, and in particular Article 47(2)(b), Article 54(4)(a) and (b) and Article 90(a), (b) and (c) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2019/1793 ⁽³⁾ lays down rules on the temporary increase of official controls at the entry into the Union on certain food and feed of non-animal origin from certain third countries listed in Annex I to that Implementing Regulation, on special conditions governing the entry into the Union of certain food and feed from certain third countries due to the risk of contamination by mycotoxins, including aflatoxins, pesticide residues, pentachlorophenol and dioxins, and microbiological contamination, listed in Annex II to that Implementing Regulation, and on the suspension of entry into the Union of certain food and feed from certain third countries, listed in Annex IIa to that Implementing Regulation.
- (2) Since the term 'compound food' in Article 1(1)(b)(ii), Article 8, in Table 2 of Annex II and in Annex IV to Implementing Regulation (EU) 2019/1793 is not used with the same understanding as in other Union legislation, it is appropriate to replace this term by 'food consisting of two or more ingredients'.
- (3) In order to ensure uniform understanding and application of Implementing Regulation (EU) 2019/1793, it is appropriate to add the definition of 'country of origin' to Article 2 of that Implementing Regulation.
- (4) Article 12 of Implementing Regulation (EU) 2019/1793 provides that the lists set out in its Annexes I and II are to be reviewed at regular intervals not exceeding six months, in order to take into account new information related to risks and non-compliance with Union legislation.

⁽¹⁾ OJ L 31, 1.2.2002, p. 1.

⁽²⁾ OJ L 95, 7.4.2017, p. 1.

⁽³⁾ Commission Implementing Regulation (EU) 2019/1793 of 22 October 2019 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries implementing Regulations (EU) 2017/625 and (EC) No 178/2002 of the European Parliament and of the Council and repealing Commission Regulations (EC) No 669/2009, (EU) No 884/2014, (EU) 2015/175, (EU) 2017/186 and (EU) 2018/1660 (OJ L 277, 29.10.2019, p. 89).

- (5) Annex IIa to Implementing Regulation (EU) 2019/1793 lists food and feed from certain third countries subject to suspension of entry into the Union, as referred to in Article 11a of that Regulation.
- (6) Given that Implementing Regulation (EU) 2019/1793 does not explicitly provide for a period of applicability of the emergency measures for the products listed in Annex IIa and considering that these measures are to be withdrawn or modified where new information related to risks and to non-compliance with Union legislation becomes available, the list set out in Annex IIa to this Regulation should also be regularly reviewed. It is therefore appropriate to amend Article 12 of Implementing Regulation (EU) 2019/1793.
- (7) The occurrence and relevance of recent food incidents notified through the Rapid Alert System for Food and Feed ('RASFF'), as established by Regulation (EC) No 178/2002, and information regarding official controls performed by Member States on food and feed of non-animal origin in the second semester of 2020 indicate that the lists set out in Annexes I and II to Implementing Regulation (EU) 2019/1793 should be amended in order to protect human health in the Union.
- (8) In particular, for consignments of lemons from Turkey, the data resulting from notifications in the RASFF and information regarding official controls performed by Member States indicate the emergence of new risks to human health, due to a possible contamination by pesticide residues, requiring an increased level of official controls. In addition, for consignments of groundnuts from Brazil, information regarding official controls performed by Member States indicate the emergence of new risks to human health, due to a possible contamination by pesticide residues, requiring an increased level of official controls. Entries on both of those commodities should therefore be included in Annex I to Implementing Regulation (EU) 2019/1793, with a frequency of identity and physical checks set at 20 %.
- (9) Due to the frequency of non-compliance with the relevant requirements provided for in Union legislation as regards contamination by pesticide residues detected during official controls performed by Member States in accordance with Implementing Regulation (EU) 2019/1793, and due to the high number of notifications in the RASFF, it is appropriate to increase to 20 % the frequency of identity and physical checks to be performed on oranges, mandarins, clementines, wilkings and similar citrus hybrids, and sweet peppers and peppers of the genus *Capsicum* (other than sweet) from Turkey.
- (10) Due to the high frequency of non-compliance with the relevant requirements provided for in Union legislation with respect to contamination by pesticide residues detected during official controls performed by Member States in accordance with Implementing Regulation (EU) 2019/1793, it is appropriate to increase to 50 % the frequency of identity and physical checks to be performed on jackfruit from Malaysia and on peppers of the genus *Capsicum* (other than sweet) from Uganda.
- (11) Due to notifications in the RASFF concerning contamination by residues of ethylene oxide, as regards certain consignments of okra from India, ethylene oxide should be added to the analysis to be performed on this commodity and the frequency of physical and identity checks for the presence of pesticide residues, including ethylene oxide, to be performed on okra from India at the Union borders, should be increased to 20 %.
- (12) Due to the frequency of non-compliance with the relevant requirements provided for in Union legislation as regards contamination by aflatoxins detected during official controls performed by Member States in accordance with Implementing Regulation (EU) 2019/1793, and due to the high number of notifications in the RASFF, it is appropriate to increase to 20 % the frequency of identity and physical checks to be performed on groundnuts from the United States.
- (13) Due to the high frequency of non-compliance with the relevant requirements provided for in Union legislation as regards contamination by *Salmonella* detected during official controls performed by Member States in accordance with Implementing Regulation (EU) 2019/1793, it is appropriate to increase to 50 % the frequency of identity and physical checks to be performed on *Sesamum* seeds from Sudan.

- (14) Due to the high frequency of non-compliance with the relevant requirements provided for in Union legislation as regards contamination by pesticide residues detected during official controls performed by Member States in accordance with Implementing Regulation (EU) 2019/1793, it is appropriate to increase to 50 % the frequency of identity and physical checks to be performed on vine leaves from Turkey.
- (15) For hazelnuts and products produced from hazelnuts from Georgia, the available information indicates a favourable trend of the degree of compliance with the relevant requirements provided for in Union legislation as regards contamination by aflatoxins. It is appropriate to decrease to 20 % the frequency of identity and physical checks to be performed on hazelnuts and products produced from hazelnuts from Georgia. Hazelnuts and products produced from hazelnuts from Turkey and from Azerbaijan are listed in Annex II to Implementing Regulation (EU) 2019/1793 due to risk of contamination by aflatoxins. For the purpose of ensuring consistency in mitigating risks, it is appropriate to amend the existing entry on hazelnuts and products produced from hazelnuts from Georgia to cover the same products as those originating from Turkey and from Azerbaijan.
- (16) *Sesamum* seeds from Ethiopia have been subject to an increased level of official controls due to the risk of contamination by *Salmonella* since January 2019. The official controls carried out on those foodstuffs by the Member States show a persistent high rate of non-compliance since the establishment of the increased level of official controls. Those results provide evidence that the entry of those foodstuffs into the Union constitutes a serious risk for human health.
- (17) It is therefore necessary, in addition to the increased level of official controls, to provide for special conditions in relation to *Sesamum* seeds from Ethiopia. In particular, all consignments of *Sesamum* seeds from Ethiopia should be accompanied by an official certificate stating that all results of sampling and analysis show the absence of *Salmonella* in 25 g as provided in Article 10(2)(d) of Implementing Regulation (EU) 2019/1793. The results of the sampling and analysis should be attached to that certificate. Therefore, the entry on *Sesamum* seeds from Ethiopia in Annex I to Implementing Regulation (EU) 2019/1793 should be deleted and an entry on those seeds should be inserted in Annex II to that Implementing Regulation.
- (18) Peppers of the genus *Capsicum* (sweet or other than sweet) from Sri Lanka have been subject to an increased level of official controls as regards the presence of aflatoxins since July 2017. The official controls carried out on these foodstuffs by the Member States show a persistent high rate of non-compliance since the establishment of the increased level of official controls. Those results provide evidence that the entry of those foodstuffs into the Union constitutes a serious risk for human health.
- (19) It is therefore necessary, in addition to the increased level of official controls, to provide for special conditions for peppers of the genus *Capsicum* (sweet or other than sweet) from Sri Lanka. In particular, all consignments of that commodity from Sri Lanka should be accompanied by an official certificate stating that the products have been sampled and analysed for aflatoxins and all results show that the relevant maximum levels of aflatoxins have not been exceeded. The results of the sampling and analysis should be attached to that certificate. Therefore, the entry on peppers of the genus *Capsicum* (sweet or other than sweet) from Sri Lanka in Annex I to Implementing Regulation (EU) 2019/1793 should be deleted and an entry on those peppers should be inserted in Annex II to that Implementing Regulation.
- (20) As regards pistachios from the United States, listed in Annex I to Implementing Regulation (EU) 2019/1793 due to the risk of contamination by aflatoxins, the available information indicates an overall satisfactory degree of compliance with the relevant requirements provided for in Union legislation. Therefore, an increased level of official controls is no longer justified for this commodity and its entry in Annex I to Implementing Regulation (EU) 2019/1793 should be deleted.
- (21) In order to ensure efficient protection against potential health risks arising from contamination of groundnuts by aflatoxins, in the columns referring to 'Food and feed (intended use)' and 'CN code' in Table 1 of Annex II to Implementing Regulation (EU) 2019/1793, the terms 'including mixtures' and the CN codes for mixtures should be added in the rows referring to groundnuts (peanuts), otherwise prepared or preserved.

- (22) It is appropriate to provide a transitional period for consignments of *Sesamum* seeds from Ethiopia and consignments of peppers of the genus *Capsicum* (sweet or other than sweet) from Sri Lanka, which are not accompanied by an official certificate, but which were already subject to official controls at the border control post in accordance with harmonised frequency rates for identity and physical checks in accordance with Implementing Regulation (EU) 2019/1793 before the amendment by this Regulation.
- (23) Implementing Regulation (EU) 2019/1793 lays down requirements as regards the model official certificate for the entry into the Union of consignments of food and feed listed in Annex II to that Implementing Regulation.
- (24) To align the official certificates for the entry into the Union laid down in Commission Implementing Regulation (EU) 2020/2235 (*) for different categories of goods and to ensure consistency with the new certification requirements in the official certificates, it is appropriate to amend the model official certificate and the notes on the completion of that certificate set out in Annex IV to Implementing Regulation (EU) 2019/1793.
- (25) In order to ensure consistency and clarity, it is appropriate to replace Annexes I, II, IIa, and IV to Implementing Regulation (EU) 2019/1793 in their entirety.
- (26) Implementing Regulation (EU) 2019/1793 should therefore be amended accordingly.
- (27) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Implementing Regulation (EU) 2019/1793

Implementing Regulation (EU) 2019/1793 is amended as follows:

- (1) in Article 1, point (1)(b)(ii) is replaced by the following:
- ‘(ii) consignments of food consisting of two or more ingredients, containing any of the food listed in Table 1 to Annex II due to the risk of contamination by aflatoxins in a quantity above 20 % of either a single product or as the sum of those products and falling within the CN codes laid down in Table 2 to that Annex;’
- (2) in Article 2(1), the following point (c) is added:
- ‘(c) “country of origin” means:
- (i) the country where the goods originate from, were grown, harvested or produced, where food and feed is listed in the Annexes due to a possible risk of contamination by mycotoxins, including aflatoxins, or by plant toxins, or due to possible non-compliance with maximum allowed levels of pesticide residues;
- (ii) the country where the goods were produced, manufactured or wrapped where food and feed is listed in the Annexes due to the risk of presence of *Salmonella* or due to other hazards than those specified in point (i).’;
- (3) in Article 8, paragraphs 3 and 4 are replaced by the following:
- ‘3. Food consisting of two or more ingredients listed in Table 2 to Annex II which contains products falling only under one entry in Table 1 to Annex II shall be subject to the overall frequency of identity and physical checks set out in Table 1 to Annex II for that entry.

(*) Commission Implementing Regulation (EU) 2020/2235 of 16 December 2020 laying down rules for the application of Regulations (EU) 2016/429 and (EU) 2017/625 of the European Parliament and of the Council as regards model animal health certificates, model official certificates and model animal health/official certificates, for the entry into the Union and movements within the Union of consignments of certain categories of animals and goods, official certification regarding such certificates and repealing Regulation (EC) No 599/2004, Implementing Regulations (EU) No 636/2014 and (EU) 2019/628, Directive 98/68/EC and Decisions 2000/572/EC, 2003/779/EC and 2007/240/EC (OJ L 442, 30.12.2020, p. 1).

4. Food consisting of two or more ingredients listed in Table 2 to Annex II which contains products falling under several entries for the same hazard in Table 1 to Annex II shall be subject to the highest overall frequency of identity and physical checks set out in Table 1 to Annex II for these entries.;

(4) Article 12 is replaced by the following:

'Article 12

Updates to Annexes

The Commission shall review the lists set out in Annexes I, II and IIa on a regular basis not exceeding a period of six months, in order to take into account new information related to risks and non-compliance.;

(5) Article 14 is replaced by the following:

'Article 14

Transitional period

Consignments of *Sesamum* seeds from Ethiopia and consignments of peppers of the genus *Capsicum* (sweet or other than sweet) from Sri Lanka which are not accompanied by an official certificate and the results of sampling and analysis in accordance with this Regulation shall be accepted for entry into the Union until 13 January 2022.;

(6) Annexes I, II, IIa and IV are replaced by the text set out in the Annex to this Regulation.

Article 2

Entry into force

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, 27 October 2021.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

ANNEX I

Food and feed of non-animal origin from certain third countries subject to a temporary increase of official controls at border control posts and control points

Row	Food and feed (intended use)	CN code ⁽¹⁾	TARIC sub-division	Country of origin	Hazard	Frequency of identity and physical checks (%)
1	— 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				
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
2	— Black pepper (<i>Piper nigrum</i>) (Food – neither crushed nor ground)	ex 0904 11 00	10	Brazil (BR)	Salmonella ⁽²⁾	50
3	— Groundnuts (peanuts), in shell	— 1202 41 00		Brazil (BR)	Aflatoxins	10
	— 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			Pesticide residues ⁽³⁾	20
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
4	— Groundnuts (peanuts), in shell	— 1202 41 00		China (CN)	Aflatoxins	10
	— Groundnuts (peanuts), shelled	— 1202 42 00				
	— Peanut butter	— 2008 11 10				

	<ul style="list-style-type: none"> — Groundnuts (peanuts), otherwise prepared or preserved — Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil — Groundnut flours and meals (Food and feed) 	<ul style="list-style-type: none"> — 2008 11 91; 2008 11 96; 2008 11 98 — 2305 00 00 — ex 1208 90 00 	20			
5	Sweet peppers (<i>Capsicum annuum</i>) (Food – crushed or ground)	ex 0904 22 00	11	China (CN)	Salmonella ⁽⁶⁾	20
6	Tea, whether or not flavoured (Food)	0902		China (CN)	Pesticide residues ⁽³⁾ (7)	20
7	Aubergines (<i>Solanum melongena</i>) (Food – fresh or chilled)	0709 30 00		Dominican Republic (DO)	Pesticide residues ⁽³⁾	20
8	<ul style="list-style-type: none"> — Sweet peppers (<i>Capsicum annuum</i>) — Peppers of the genus <i>Capsicum</i> (other than sweet) — Yardlong beans (<i>Vigna unguiculata</i> ssp. <i>sesquipedalis</i>, <i>Vigna unguiculata</i> ssp. <i>unguiculata</i>) (Food – fresh, chilled or frozen) 	<ul style="list-style-type: none"> — 0709 60 10; 0710 80 51 — ex 0709 60 99; ex 0710 80 59 — ex 0708 20 00; ex 0710 22 00 	<ul style="list-style-type: none"> 20 20 10 10 	Dominican Republic (DO)	Pesticide residues ⁽³⁾ (8)	50
9	<ul style="list-style-type: none"> — Sweet peppers (<i>Capsicum annuum</i>) — Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen) 	<ul style="list-style-type: none"> — 0709 60 10; 0710 80 51 — ex 0709 60 99; ex 0710 80 59 	<ul style="list-style-type: none"> 20 20 	Egypt (EG)	Pesticide residues ⁽³⁾ (9)	20
10	<ul style="list-style-type: none"> — Hazelnuts (<i>Corylus</i> sp.), in shell — Hazelnuts (<i>Corylus</i> sp.), shelled — Mixtures of nuts or dried fruits containing hazelnuts — Hazelnut paste — Hazelnuts, otherwise prepared or preserved, including mixtures 	<ul style="list-style-type: none"> — 0802 21 00 — 0802 22 00 — ex 0813 50 39; ex 0813 50 91; ex 0813 50 99 — ex 2007 10 10; ex 2007 10 99; ex 2007 99 39; ex 2007 99 50; ex 2007 99 97; — ex 2008 19 12; ex 2008 19 19; 	<ul style="list-style-type: none"> 70 70 70 70 40 05; 06 33 23 30 30 	Georgia (GE)	Aflatoxins	20

		ex 2008 19 92;	30			
		ex 2008 19 95;	20			
		ex 2008 19 99;	30			
		ex 2008 97 12;	15			
		ex 2008 97 14;	15			
		ex 2008 97 16	15			
		ex 2008 97 18	15			
		ex 2008 97 32;	15			
		ex 2008 97 34;	15			
		ex 2008 97 36;	15			
		ex 2008 97 38;	15			
		ex 2008 97 51;	15			
		ex 2008 97 59;	15			
		ex 2008 97 72;	15			
		ex 2008 97 74;	15			
		ex 2008 97 76;	15			
		ex 2008 97 78;	15			
		ex 2008 97 92;	15			
		ex 2008 97 93;	15			
		ex 2008 97 94;	15			
		ex 2008 97 96;	15			
		ex 2008 97 97;	15			
		ex 2008 97 98;	15			
	— Flour, meal and powder of hazelnuts	— ex 1106 30 90	40			
	— Hazelnut oil (Food)	— ex 1515 90 99	20			
11	Palm oil (Food)	1511 10 90; 1511 90 11; ex 1511 90 19; 1511 90 99	90	Ghana (GH)	Sudan dyes ⁽¹⁰⁾	50
12	Curry leaves (<i>Bergera/Murraya koenigii</i>) (Food – fresh, chilled, frozen or dried)	ex 1211 90 86	10	India (IN)	Pesticide residues ⁽³⁾ ⁽¹¹⁾	50
13	Okra (Food – fresh, chilled or frozen)	ex 0709 99 90; ex 0710 80 95	20 30	India (IN)	Pesticide residues ⁽³⁾ ⁽¹²⁾ ⁽²²⁾	20
14	Beans (<i>Vigna</i> spp., <i>Phaseolus</i> spp.) (Food – fresh or chilled)	0708 20		Kenya (KE)	Pesticide residues ⁽³⁾	10
15	Chinese celery (<i>Apium graveolens</i>) (Food – fresh or chilled herb)	ex 0709 40 00	20	Cambodia (KH)	Pesticide residues ⁽³⁾ ⁽¹³⁾	50
16	Yardlong beans (<i>Vigna unguiculata</i> ssp. <i>sesquipedalis</i> , <i>Vigna unguiculata</i> ssp. <i>unguiculata</i>) (Food – fresh, chilled or frozen vegetables)	ex 0708 20 00; ex 0710 22 00	10 10	Cambodia (KH)	Pesticide residues ⁽³⁾ ⁽¹⁴⁾	50

17	Turnips (<i>Brassica rapa</i> ssp. <i>rapa</i>) (Food – prepared or preserved by vinegar or acetic acid)	ex 2001 90 97	11; 19	Lebanon (LB)	Rhodamine B	50
18	Turnips (<i>Brassica rapa</i> ssp. <i>rapa</i>) (Food – prepared or preserved by brine or citric acid, not frozen)	ex 2005 99 80	93	Lebanon (LB)	Rhodamine B	50
19	— Groundnuts (peanuts), in shell — Groundnuts (peanuts), shelled — Peanut butter — Groundnuts (peanuts), otherwise prepared or preserved — Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil — Groundnut flours and meals (Food and feed)	— 1202 41 00 — 1202 42 00 — 2008 11 10 — 2008 11 91; 2008 11 96; 2008 11 98 — 2305 00 00 — ex 1208 90 00	20	Madagascar (MG)	Aflatoxins	50
20	Jackfruit (<i>Artocarpus heterophyllus</i>) (Food – fresh)	ex 0810 90 20	20	Malaysia (MY)	Pesticide residues ⁽³⁾	50
21	Sesamum seeds (Food)	— 1207 40 90 — ex 2008 19 19 — ex 2008 19 99	40 40	Nigeria (NG)	<i>Salmonella</i> ⁽²⁾	50
22	Spice mixes (Food)	0910 91 10; 0910 91 90		Pakistan (PK)	Aflatoxins	50
23	Watermelon (Egusi, <i>Citrullus</i> spp.) seeds and derived products (Food)	ex 1207 70 00; ex 1208 90 00; ex 2008 99 99	10 10 50	Sierra Leone (SL)	Aflatoxins	50
24	— Groundnuts (peanuts), in shell — Groundnuts (peanuts), shelled — Peanut butter — Groundnuts (peanuts), otherwise prepared or preserved — Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil Groundnut flours and meals (Food and feed)	— 1202 41 00 — 1202 42 00 — 2008 11 10 — 2008 11 91; 2008 11 96; 2008 11 98 — 2305 00 00 — ex 1208 90 00	20	Senegal (SN)	Aflatoxins	50

	— Flour, meal and powder of hazelnuts	— ex 1106 30 90	40			
	— Hazelnut oil (Food)	— ex 1515 90 99	20			
29	Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>) (Food – fresh, chilled or dried)	0805 50 10		Turkey (TR)	Pesticide residues ⁽³⁾	20
30	Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids (Food – fresh or dried)	0805 21; 0805 22; 0805 29		Turkey (TR)	Pesticide residues ⁽³⁾	20
31	Oranges (Food – fresh or dried)	0805 10		Turkey (TR)	Pesticide residues ⁽³⁾	20
32	Pomegranates (Food – fresh or chilled)	ex 0810 90 75	30	Turkey (TR)	Pesticide residues ⁽³⁾ ⁽¹⁶⁾	20
33	— Sweet peppers (<i>Capsicum annuum</i>)	— 0709 60 10; 0710 80 51;		Turkey (TR)	Pesticide residues ⁽³⁾ ⁽¹⁷⁾	20
	— Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen)	— ex 0709 60 99; ex 0710 80 59	20 20			
34	Unprocessed whole, ground, milled, cracked, chopped apricot kernels intended to be placed on the market for the final consumer ⁽¹⁸⁾ ⁽¹⁹⁾ (Food)	ex 1212 99 95	20	Turkey (TR)	Cyanide	50
35	Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen)	ex 0709 60 99; ex 0710 80 59	20 20	Uganda (UG)	Pesticide residues ⁽³⁾	50
36	— Groundnuts (peanuts), in shell	— 1202 41 00		United States (US)	Aflatoxins	20
	— 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				
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
37	— Dried apricots	— 0813 10 00		Uzbekistan (UZ)	Sulphites ⁽²⁰⁾	50
	— Apricots, otherwise prepared or preserved (Food)	— 2008 50				

38	— Coriander leaves	— ex 0709 99 90	72	Vietnam (VN)	Pesticide residues ⁽³⁾ ⁽²¹⁾	50
	— Basil (holy, sweet)	— ex 1211 90 86	20			
	— Mint	— ex 1211 90 86	30			
	— Parsley (Food – fresh or chilled herbs)	— ex 0709 99 90	40			
39	Okra (Food – fresh, chilled or frozen)	ex 0709 99 90; ex 0710 80 95	20 30	Vietnam (VN)	Pesticide residues ⁽³⁾ ⁽²¹⁾	50
40	Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen)	ex 0709 60 99; ex 0710 80 59	20 20	Vietnam (VN)	Pesticide residues ⁽³⁾ ⁽²¹⁾	50

⁽¹⁾ Where only certain products under any CN code are required to be examined, the CN code is marked “ex”.

⁽²⁾ The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III.

⁽³⁾ 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).

⁽⁴⁾ Residues of Amitraz.

⁽⁵⁾ Residues of Nicotine.

⁽⁶⁾ The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex III.

⁽⁷⁾ Residues of Tolfenpyrad.

⁽⁸⁾ Residues of Amitraz (amitraz including the metabolites containing the 2,4 -dimethylaniline moiety expressed as amitraz), Diafenthiuron, Dicofol (sum of p, p' and o,p' isomers) and Dithiocarbamates (dithiocarbamates expressed as CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram).

⁽⁹⁾ 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.

⁽¹⁰⁾ 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).

⁽¹¹⁾ Residues of Acephate.

⁽¹²⁾ Residues of Diafenthiuron.

⁽¹³⁾ Residues of Phenthoate.

⁽¹⁴⁾ Residues of Chlorbufam.

⁽¹⁵⁾ Residues of Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)), Prothiofos and Triforine.

⁽¹⁶⁾ Residues of Prochloraz.

⁽¹⁷⁾ Residues of Diafenthiuron, Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) and Thiophanate-methyl.

⁽¹⁸⁾ “Unprocessed products” as defined in Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs (OJ L 139, 30.4.2004, p. 1).

⁽¹⁹⁾ “Placing on the market” and “final consumer” as defined in Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1).

⁽²⁰⁾ Reference methods: EN 1988-1:1998, EN 1988-2:1998 or ISO 5522:1981.

⁽²¹⁾ Residues of Dithiocarbamates (dithiocarbamates expressed as CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos.

⁽²²⁾ Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

ANNEX II

**Food and feed from certain third countries subject to special conditions for the entry into the Union
due to contamination risk by mycotoxins, including aflatoxins, pesticide residues,
pentachlorophenol and dioxins, and to microbiological contamination**

1. Food and feed of non-animal origin referred to in Article 1(1)(b)(i)

Row	Food and feed (intended use)	CN code ⁽¹⁾	TARIC sub-division	Country of origin	Hazard	Frequency of identity and physical checks (%)
1	— Groundnuts (peanuts), in shell	— 1202 41 00		Argentina (AR)	Aflatoxins	5
	— Groundnuts (peanuts), shelled	— 1202 42 00				
	— Peanut butter	— 2008 11 10				
	— Groundnuts (peanuts), otherwise prepared or preserved, including mixtures	— 2008 11 91; 2008 11 96; 2008 11 98;				
		— ex 2008 19 12;	40			
		— ex 2008 19 13;	40			
		— ex 2008 19 19;	50			
		— ex 2008 19 92;	40			
		— ex 2008 19 93;	40			
		— ex 2008 19 95;	40			
— ex 2008 19 99	50					
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00					
— Groundnut flours and meals <i>(Food and feed)</i>	— ex 1208 90 00	20				
2	— Hazelnuts (<i>Corylus</i> sp.), in shell	— 0802 21 00		Azerbaijan (AZ)	Aflatoxins	20
	— Hazelnuts (<i>Corylus</i> sp.), shelled	— 0802 22 00				
	— Mixtures of nuts or dried fruits containing hazelnuts	— ex 0813 50 39;	70			
		ex 0813 50 91;	70			
		ex 0813 50 99	70			
	— Hazelnut paste	— ex 2007 10 10;	70			
ex 2007 10 99;		40				
ex 2007 99 39;		05; 06				

	— Hazelnuts, otherwise prepared or preserved, including mixtures	ex 2007 99 50; 33 ex 2007 99 97 23 — ex 2008 19 12; 30 ex 2008 19 19; 30 ex 2008 19 92; 30 ex 2008 19 95; 20 ex 2008 19 99; 30 ex 2008 97 12; 15 ex 2008 97 14; 15 ex 2008 97 16; 15 ex 2008 97 18; 15 ex 2008 97 32; 15 ex 2008 97 34; 15 ex 2008 97 36; 15 ex 2008 97 38; 15 ex 2008 97 51; 15 ex 2008 97 59; 15 ex 2008 97 72; 15 ex 2008 97 74; 15 ex 2008 97 76; 15 ex 2008 97 78; 15 ex 2008 97 92; 15 ex 2008 97 93; 15 ex 2008 97 94; 15 ex 2008 97 96; 15 ex 2008 97 97; 15 ex 2008 97 98; 15				
	— Flour, meal and powder of hazelnuts	— ex 1106 30 90 40				
	— Hazelnut oil (Food)	— ex 1515 90 99 20				
3	— Foodstuffs containing or consisting of betel leaves (<i>Piper betle</i>) (Food)	ex 1404 90 00 ⁽¹⁰⁾	10	Bangladesh (BD)	<i>Salmonella</i> ⁽⁶⁾	50
4	— Brazil nuts in shell — Mixtures of nuts or dried fruits containing Brazil nuts in shell (Food)	— 0801 21 00 — ex 0813 50 31; ex 0813 50 39; ex 0813 50 91; ex 0813 50 99	20 20 20 20	Brazil (BR)	Aflatoxins	50

5	— Groundnuts (peanuts), in shell	— 1202 41 00		Egypt (EG)	Aflatoxins	20
	— Groundnuts (peanuts), shelled	— 1202 42 00				
	— Peanut butter	— 2008 11 10				
	— Groundnuts (peanuts), otherwise prepared or preserved, including mixtures	— 2008 11 91; 2008 11 96; 2008 11 98;				
		— ex 2008 19 12;	40			
		— ex 2008 19 13;	40			
		— ex 2008 19 19;	50			
		— ex 2008 19 92;	40			
		— ex 2008 19 93;	40			
		— ex 2008 19 95;	40			
	— ex 2008 19 99	50				
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
6	— Pepper of the genus Piper; dried or crushed or ground fruit of the genus Capsicum or of the genus Pimenta	— 0904		Ethiopia (ET)	Aflatoxins	50
	— Ginger, saffron, turmeric (curcuma), thyme, bay leaves, curry and other spices (Food – dried spices)	— 0910				
7	Sesamum seeds (Food)	— 1207 40 90		Ethiopia (ET)	Salmonella (°)	50
		— ex 2008 19 19	40			
		ex 2008 19 99	40			
8	— Groundnuts (peanuts), in shell	— 1202 41 00		Ghana (GH)	Aflatoxins	50
	— Groundnuts (peanuts), shelled	— 1202 42 00				
	— Peanut butter	— 2008 11 10				
	— Groundnuts (peanuts), otherwise prepared or preserved, including mixtures	— 2008 11 91; 2008 11 96; 2008 11 98;				
		— ex 2008 19 12;	40			
		— ex 2008 19 13;	40			
	— ex 2008 19 19;	50				

		— ex 2008 19 92;	40			
		— ex 2008 19 93;	40			
		— ex 2008 19 95;	40			
		— ex 2008 19 99	50			
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
9	— 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, including mixtures	— 2008 11 91; 2008 11 96; 2008 11 98;				
		— ex 2008 19 12;	40			
		— ex 2008 19 13;	40			
		— ex 2008 19 19;	50			
		— ex 2008 19 92;	40			
		— ex 2008 19 93;	40			
		— ex 2008 19 95;	40			
		— ex 2008 19 99	50			
	— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00				
	— Groundnut flours and meals (Food and feed)	— ex 1208 90 00	20			
10	Nutmeg (<i>Myristica fragrans</i>) (Food – dried spices)	0908 11 00; 0908 12 00		Indonesia (ID)	Aflatoxins	20
11	Betel leaves (<i>Piper betle</i> L.) (Food)	ex 1404 90 00	10	India (IN)	<i>Salmonella</i> (?)	10
12	Peppers of the genus <i>Capsicum</i> (sweet or other than sweet) (Food – dried, roasted, crushed or ground)	0904 21 10; ex 0904 22 00; ex 0904 21 90; ex 2005 99 10; ex 2005 99 80	11; 19 20 10; 90 94	India (IN)	Aflatoxins	20

13	Nutmeg (<i>Myristica fragrans</i>) (Food – dried spices)	0908 11 00; 0908 12 00		India (IN)	Aflatoxins	20
14	— Groundnuts (peanuts), in shell — Groundnuts (peanuts), shelled — Peanut butter — Groundnuts (peanuts), otherwise prepared or preserved, including mixtures — Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil — Groundnut flours and meals (Food and feed)	— 1202 41 00 — 1202 42 00 — 2008 11 10 — 2008 11 91; 2008 11 96; 2008 11 98; — ex 2008 19 12; — ex 2008 19 13; — ex 2008 19 19; — ex 2008 19 92; — ex 2008 19 93; — ex 2008 19 95; — ex 2008 19 99 — 2305 00 00 — ex 1208 90 00	40 40 50 40 40 40 50 20	India (IN)	Aflatoxins	50
15	Guar gum (Food and feed)	ex 1302 32 90	10	India (IN)	Pentachloro-phenol and dioxins ⁽³⁾	5
16	Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen)	ex 0709 60 99; ex 0710 80 59	20 20	India (IN)	Pesticide residues ⁽⁴⁾ ⁽⁵⁾	10
17	<i>Sesamum</i> seeds (Food and feed)	— 1207 40 90 — ex 2008 19 19 ex 2008 19 99	40 40	India (IN)	<i>Salmonella</i> ⁽⁶⁾ Pesticide residues ⁽⁴⁾ ⁽¹¹⁾	20 50
18	— Pistachios, in shell — Pistachios, shelled — Mixtures of nuts or dried fruits containing pistachios — Pistachio paste	— 0802 51 00 — 0802 52 00 — ex 0813 50 39; ex 0813 50 91; ex 0813 50 99 — ex 2007 10 10;	60 60 60 60	Iran (IR)	Aflatoxins	50

	— Pistachios, prepared or preserved, including mixtures	ex 2007 10 99; 30 ex 2007 99 39; 03; 04 ex 2007 99 50; 32 ex 2007 99 97 22 — ex 2008 19 13; 20 ex 2008 19 93; 20 ex 2008 97 12; 19 ex 2008 97 14; 19 ex 2008 97 16; 19 ex 2008 97 18; 19 ex 2008 97 32; 19 ex 2008 97 34; 19 ex 2008 97 36; 19 ex 2008 97 38; 19 ex 2008 97 51; 19 ex 2008 97 59; 19 ex 2008 97 72; 19 ex 2008 97 74; 19 ex 2008 97 76; 19 ex 2008 97 78; 19 ex 2008 97 92; 19 ex 2008 97 93; 19 ex 2008 97 94; 19 ex 2008 97 96; 19 ex 2008 97 97; 19 ex 2008 97 98 19				
	— Flour, meal and powder of pistachios (Food)	— ex 1106 30 90 50				
19	Peppers of the genus <i>Capsicum</i> (sweet or other than sweet) (Food – dried, roasted, crushed or ground)	0904 21 10; ex 0904 21 90; 20 ex 0904 22 00; 11; 19 ex 2005 99 10; 10; 90 ex 2005 99 80 94		Sri Lanka (LK)	Aflatoxins	50
20	Watermelon (Egusi, <i>Citrullus</i> spp.) seeds and derived products (Food)	ex 1207 70 00; 10 ex 1208 90 00; 10 ex 2008 99 99 50		Nigeria (NG)	Aflatoxins	50
21	Peppers of the genus <i>Capsicum</i> (other than sweet) (Food – fresh, chilled or frozen)	ex 0709 60 99; 20 ex 0710 80 59 20		Pakistan (PK)	Pesticide residues (*)	20

22	— 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, including mixtures	— 2008 11 91;					
		2008 11 96;					
		2008 11 98;					
		— ex 2008 19 12;	40				
		— ex 2008 19 13;	40				
		— ex 2008 19 19;	50				
		— ex 2008 19 92;	40				
— ex 2008 19 93;	40						
— ex 2008 19 95;	40						
— ex 2008 19 99	50						
— Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil	— 2305 00 00						
— Groundnut flours and meals <i>(Food and feed)</i>	— ex 1208 90 00	20					
23	<i>Sesamum</i> seeds <i>(Food)</i>	— 1207 40 90		Sudan (SD)	<i>Salmonella</i> (°)	50	
		— ex 2008 19 19	40				
		— ex 2008 19 99	40				
24	— Dried figs	— 0804 20 90		Turkey (TR)	Aflatoxins	20	
	— Mixtures of nuts or dried fruits containing figs	— ex 0813 50 99	50				
		— Dried fig paste	— ex 2007 10 10;				50
			ex 2007 10 99;				20
			ex 2007 99 39;				01; 02
			ex 2007 99 50;				31
	ex 2007 99 97	21					
	— Dried figs, prepared or preserved, including mixtures	— ex 2008 19 12;	11				
		ex 2008 19 14;	11				
		ex 2008 97 16;	11				
		ex 2008 97 18;	11				
		ex 2008 97 32;	11				
		ex 2008 97 34;	11				
		ex 2008 97 36;	11				
ex 2008 97 38;		11					
ex 2008 97 51;	11						

		ex 2008 97 59;	11			
		ex 2008 97 72;	11			
		ex 2008 97 74;	11			
		ex 2008 97 76;	11			
		ex 2008 97 78;	11			
		ex 2008 97 92;	11			
		ex 2008 97 93;	11			
		ex 2008 97 94;	11			
		ex 2008 97 96;	11			
		ex 2008 97 97;	11			
		ex 2008 97 98;	11			
		ex 2008 99 28;	10			
		ex 2008 99 34;	10			
		ex 2008 99 37;	10			
		ex 2008 99 40;	10			
		ex 2008 99 49;	60			
		ex 2008 99 67;	95			
		ex 2008 99 99	60			
	— Flour, meal and powder of dried figs (Food)	— ex 1106 30 90	60			
25	— Pistachios, in shell	— 0802 51 00		Turkey (TR)	Aflatoxins	50
	— Pistachios, shelled	— 0802 52 00				
	— Mixtures of nuts or dried fruits containing pistachios	— ex 0813 50 39;	60			
		ex 0813 50 91;	60			
		ex 0813 50 99	60			
	— Pistachio paste	— ex 2007 10 10;	60			
		ex 2007 10 99;	30			
		ex 2007 99 39;	03; 04			
		ex 2007 99 50;	32			
		ex 2007 99 97	22			
	— Pistachios, prepared or preserved, including mixtures	— ex 2008 19 13;	20			
		ex 2008 19 93;	20			
		ex 2008 97 12	19			
		ex 2008 97 14;	19			
		ex 2008 97 16;	19			
		ex 2008 97 18;	19			
		ex 2008 97 32;	19			
		ex 2008 97 34;	19			
		ex 2008 97 36;	19			
		ex 2008 97 38;	19			

		ex 2008 97 51;	19			
		ex 2008 97 59;	19			
		ex 2008 97 72;	19			
		ex 2008 97 74;	19			
		ex 2008 97 76;	19			
		ex 2008 97 78;	19			
		ex 2008 97 92;	19			
		ex 2008 97 93;	19			
		ex 2008 97 94;	19			
		ex 2008 97 96;	19			
		ex 2008 97 97;	19			
		ex 2008 97 98	19			
	— Flour, meal and powder of pistachios (Food)	— ex 1106 30 90	50			
26	Vine leaves (Food)	ex 2008 99 99	11; 19	Turkey (TR)	Pesticide residues ⁽⁴⁾ ⁽⁷⁾	50
27	Sesamum seeds (Food)	— 1207 40 90		Uganda (UG)	Salmonella ⁽⁶⁾	20
		— ex 2008 19 19	40			
		— ex 2008 19 99	40			
28	Pitahaya (dragon fruit) (Food – fresh or chilled)	ex 0810 90 20	10	Vietnam (VN)	Pesticide residues ⁽⁴⁾ ⁽⁸⁾	10

⁽¹⁾ Where only certain products under any CN code are required to be examined, the CN code is marked “ex”.

⁽²⁾ The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex III.

⁽³⁾ The analytical report referred to in Article 10(3) shall be issued by a laboratory accredited in accordance with EN ISO/IEC 17025 for the analysis of pentachlorophenol (PCP) in food and feed.

The analytical report shall indicate:

- the results of sampling and analysis for the presence of PCP, performed by the competent authorities of the country of origin or of the country where the consignment is consigned from if that country is different from the country of origin;
- the measurement uncertainty of the analytical result;
- the limit of detection (LOD) of the analytical method; and
- the limit of quantification (LOQ) of the analytical method.

The extraction before analysis shall be performed with an acidified solvent. The analysis shall be carried out according to the modified version of the QuEChERS method as set out on the websites of the European Union Reference Laboratories for Residues of Pesticides or according to an equally reliable method.

⁽⁴⁾ 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).

⁽⁵⁾ Residues of Carbofuran.

⁽⁶⁾ The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III.

⁽⁷⁾ Residues of Dithiocarbamates (dithiocarbamates expressed as CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram) and Metrafenone.

⁽⁸⁾ Residues of Dithiocarbamates (dithiocarbamates expressed as CS₂, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos.

(⁹) The description of the goods is as laid down in the description column of the CN in Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

(¹⁰) Foodstuffs containing or consisting of betel leaves (*Piper betle*) including, but not limited to, those declared under CN code 1404 90 00.

(¹¹) Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

2. Food referred to in Article 1(1)(b)(ii)

Row	Food consisting of two or more ingredients, containing any of the individual products listed in the table in point 1 of this Annex due to risk of contamination by aflatoxins in a quantity above 20 % of either a single product or as the sum of products listed	
	CN code (¹)	Description (²)
1	ex 1704 90	Sugar confectionery (including white chocolate), not containing cocoa, other than chewing gum, whether or not sugar-coated
2	ex 1806	Chocolate and other food preparations containing cocoa
3	ex 1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa, communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products

(¹) Where only certain products under any CN code are required to be examined, the CN code is marked "ex".

(²) The description of the goods is as laid down in the description column of the CN in Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

ANNEX IIa

Food and feed from certain third countries subject to suspension of entry into the Union referred to in Article 11a

Row	Food and feed (intended use)	CN code	TARIC sub- division	Country of origin	Hazard
1	— Foodstuffs consisting of dried beans (Food)	— 0713 35 00 — 0713 39 00 — 0713 90 00		Nigeria (NG)	Pesticide residues

ANNEX IV

MODEL OFFICIAL CERTIFICATE REFERRED TO IN ARTICLE 11 OF COMMISSION IMPLEMENTING REGULATION (EU) 2019/1793 FOR THE ENTRY INTO THE UNION OF CERTAIN FOOD OR FEED

COUNTRY				certificate to the EU		
Part I: Description of consignment	I.1 Consignor/Exporter Name Address Country ISO country code		I.2 Certificate reference		I.2a IMSOC reference	
			I.3 Central Competent Authority		QR CODE	
			I.4 Local Competent Authority			
	I.5 Consignee/Importer Name Address Country ISO country code		I.6 Operator responsible for the consignment Name Address Country ISO country code			
	I.7 Country of origin ISO country code		I.9 Country of destination ISO country code			
	I.8		I.10			
	I.11 Place of dispatch Name Registration/Approval No Address Country ISO country code		I.12 Place of destination Name Registration/Approval No Address Country ISO country code			
	I.13		I.14 Date and time of departure			
	I.15 Means of transport <input type="checkbox"/> Aircraft <input type="checkbox"/> Vessel <input type="checkbox"/> Railway <input type="checkbox"/> Road vehicle Identification		I.16 Entry Border Control Post			
			I.17 Accompanying documents Type Code Country ISO country code Commercial document reference			
	I.18 Transport conditions	<input type="checkbox"/> Ambient		<input type="checkbox"/> Chilled	<input type="checkbox"/> Frozen	
	I.19 Container number/Seal number Container No Seal No					
	I.20 Certified as or for <input type="checkbox"/> Products for human consumption <input type="checkbox"/> Feedstuff					
	I.21			I.22 <input type="checkbox"/> For internal market		
			I.23			
I.24 Total number of packages		I.25 Total quantity		I.26 Total net weight/gross weight (kg)		
I.27 Description of consignment CN code Specie s Type of packaging Net weight Number of packages Batch No <input type="checkbox"/> For final consumer						

COUNTRY		Certificate for the entry into the Union of food or feed	
Part II: Certification	II. Health information	II.a Certificate reference	II.b IMSOC reference
	<p>II.1. I, the undersigned, declare that I am aware of the relevant provisions of the following Union legislation:</p> <ul style="list-style-type: none"> — Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1), — Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs (OJ L 139, 30.4.2004, p. 1), — Regulation (EC) No 183/2005 of the European Parliament and of the Council of 12 January 2005 laying down requirements for feed hygiene (OJ L 35, 8.2.2005, p. 1) and — Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) (OJ L 95, 7.4.2017, p. 1), and I certify that: <p>(¹) Either</p> <p>[II.1.1. <input type="checkbox"/> the food of the consignment described above with the identification code ... (indicate the identification code for the consignment referred to in Article 9(1) of Commission Implementing Regulation (EU) 2019/1793) was produced in accordance with the requirements of Regulations (EC) No 178/2002 and (EC) No 852/2004 and in particular:</p> <ul style="list-style-type: none"> — primary production of such food and associated operations listed in Annex I to Regulation (EC) No 852/2004 comply with the general hygiene provisions laid down in part A of Annex I to Regulation (EC) No 852/2004; — (¹) (²) and, in the case of any stage of production, processing and distribution after primary production and related operations: — it has been handled and, where appropriate, prepared, packaged and stored in a hygienic manner in accordance with the requirements of Annex II to Regulation (EC) No 852/2004 and, — it comes from (an) establishment(s) implementing a programme based on the hazard analysis and critical control points (HACCP) principles in accordance with Regulation (EC) No 852/2004;] <p>(¹) Or</p> <p>[II.1.2. <input type="checkbox"/> the feed of the consignment described above with the identification code ... (indicate the identification code for the consignment referred to in Article 9(1) of Implementing Regulation (EU) 2019/1793) was produced in accordance with the requirements of Regulation (EC) No 178/2002 and (EC) No 183/2005 and in particular:</p> <ul style="list-style-type: none"> — primary production of such feed and associated operations listed in Article 5(1) of Regulation (EC) No 183/2005 comply with the provisions of Annex I to Regulation (EC) No 183/2005; 		

Part II: Certification	COUNTRY		
	Certificate for the entry into the Union of food or feed		
	II. Health information	II.a Certificate reference	II.b IMSOC reference
	<p>– (1) (2) and, in the case of any stage of production, processing and distribution after primary production and related operations:</p> <p>– it has been handled and, where appropriate, prepared, packaged and stored in a hygienic manner in accordance with the requirements of Annex II to Regulation (EC) No 183/2005 and,</p> <p>– it comes from (an) establishment(s) implementing a programme based on the hazard analysis and critical control points (HACCP) principles in accordance with Regulation (EC) No 183/2005.]</p> <p>II.2 I, the undersigned, declare that I am aware of the relevant provisions of Commission Implementing Regulation (EU) 2019/1793 of 22 October 2019 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries implementing Regulations (EU) 2017/625 and (EC) No 178/2002 of the European Parliament and of the Council (OJ L 277, 29.10.2019, p. 89), and I certify that:</p> <p>[II.2.1. <input type="checkbox"/> Certification for food and feed of non-animal origin listed in Annex II to Implementing Regulation (EU) 2019/1793, as well as for food consisting of two or more ingredients listed in that Annex, due to contamination risk by mycotoxins</p> <p>- from the consignment described above, samples were taken in accordance with:</p> <p style="padding-left: 40px;"><input type="checkbox"/> Commission Regulation (EC) No 401/2006 to determine the level of aflatoxin B1 and level of total aflatoxin contamination for food</p> <p style="padding-left: 40px;"><input type="checkbox"/> Commission Regulation (EC) No 152/2009 to determine the level of aflatoxin B1 for feed</p> <p style="padding-left: 40px;">on (date), subject to laboratory analyses on (date) in the (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793.</p> <p>- The details of the methods of laboratory analyses and all results are attached and show compliance with Union legislation on maximum levels of aflatoxins.]</p> <p>(3) And/Or</p> <p>[II.2.2. <input type="checkbox"/> Certification for food and feed of non-animal origin listed in Annex II to Implementing Regulation (EU) 2019/1793, as well as for food consisting of two or more ingredients listed in that Annex, due to contamination risk by pesticide residues</p> <p>- from the consignment described above, samples were taken in accordance with Commission Directive 2002/63/EC on (date), subject to laboratory analyses on (date) in the (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793.</p> <p>- The details of the methods of laboratory analyses and all results are attached and show compliance with Union legislation on maximum residue levels of pesticides.]</p> <p>(3) And/Or</p>		

Part II: Certification	COUNTRY		Certificate for the entry into the Union of food or feed							
	II. Health information		II.a Certificate reference	II.b IMSOC reference						
<p>[II.2.3. <input type="checkbox"/> Certification for guar gum listed in Annex II to Implementing Regulation (EU) 2019/1793, including for food consisting of two or more ingredients listed in that Annex, due to contamination risk by pentachlorophenol and dioxins</p> <p>- from the consignment described above, samples were taken in accordance with Commission Directive 2002/63/EC on (date), subject to laboratory analyses on (date) in the (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793.</p> <p>- The details of the methods of laboratory analyses and all results are attached and show that the goods do not contain more than 0,01 mg/kg pentachlorophenol.]</p> <p>(³) And/Or</p> <p>[II.2.4. <input type="checkbox"/> Certification for food of non-animal origin listed in Annex II to Implementing Regulation (EU) 2019/1793, as well as for food consisting of two or more ingredients listed in that Annex due to risk of microbiological contamination</p> <p>- from the consignment described above, samples were taken in accordance with Annex III to Implementing Regulation (EU) 2019/1793</p> <p style="padding-left: 40px;">on (date), subject to laboratory analyses on (date) in the (name of the laboratory) with methods covering at least the hazards identified in Annex II to Implementing Regulation (EU) 2019/1793.</p> <p>- The details of the methods of laboratory analyses and all results are attached and show the absence of Salmonella in 25 g.]</p> <p>II.3 This certificate has been issued before the consignment to which it relates has left the control of the competent authority issuing it.</p> <p>II. 4 This certificate is valid during four months from the date of issue, but in any case no longer than six months from the date of the results of the last laboratory analyses.</p> <p>Notes See notes for completion in this Annex. Part II: (1) Delete or cross out as appropriate (e.g. if food or feed) (2) It applies only in the case of any stage of production, processing and distribution after primary production and related operations. (3) Delete or cross out as appropriate in the case where you do not select this point for providing the certification. (4) The colour of the signature shall be different to that of the printing. The same rule applies to stamps other than those that are embossed or are a watermark.</p>										
Certifying officer: <table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">Name (in capital letters):</td> <td>Qualification and title:</td> </tr> <tr> <td>Date:</td> <td>Signature:</td> </tr> <tr> <td>Stamp</td> <td></td> </tr> </table>					Name (in capital letters):	Qualification and title:	Date:	Signature:	Stamp	
Name (in capital letters):	Qualification and title:									
Date:	Signature:									
Stamp										

**NOTES FOR THE COMPLETION OF THE MODEL OFFICIAL CERTIFICATE REFERRED TO IN
ARTICLE 11 OF COMMISSION IMPLEMENTING REGULATION (EU) 2019/1793 FOR THE ENTRY
INTO THE UNION OF CERTAIN FOOD OR FEED**

General

To positively select any option, please tick or mark the relevant box with a cross (X).

Only one of the options may be selected in boxes I.18, I.20.

Select among points II.2.1, II.2.2, II.2.3 and II.2.4, the point(s) corresponding to the category of product and the hazard(s) for which the certification is given.

Unless otherwise indicated, all boxes are compulsory.

If the consignee, the entry border control post (BCP) or the transport details (that is to say, the means and date) change after the certificate has been issued, the operator responsible for the consignment must advise the competent authority of the Member State of entry. Such a change shall not result in a request for a replacement certificate.

In case the certificate is submitted in the information management system for official controls (IMSOC), the following applies:

- the statements which are not relevant are crossed out,
- the entries or boxes specified in Part I constitute the data dictionaries for the electronic version of the official certificate,
- the sequences of boxes in Part I of the model official certificate and the size and shape of those boxes are indicative,
- where a stamp is required, its electronic equivalent is an electronic seal.

In case the official certificate is not submitted in the IMSOC, the statements which are not relevant must be crossed out, initialled and stamped by the certifying officer, or completely removed from the certificate.

PART I – DESCRIPTION OF CONSIGNMENT

Box	Description
	Country
	Indicate the name of the third country issuing the certificate.
I.1	Consignor/Exporter
	Indicate the name and address, country and ISO country code ⁽¹⁾ , of the natural or legal person dispatching the consignment. This person shall be established in a third country, except for the re-entry of consignments originating in the Union.
I.2	Certificate reference
	Indicate the unique alphanumeric code assigned by the competent authority of the third country. This box is not compulsory for certificates submitted in the IMSOC. Repeated in box II.a
I.2a	IMSOC reference
	This is the unique alphanumeric code assigned by the IMSOC. Repeated in box II.b This box shall not be completed if the certificate is not submitted in the IMSOC.
I.3	Central competent authority
	Indicate the name of the central authority in the third country issuing the certificate.

⁽¹⁾ International standard two-letter code for a country in accordance with the ISO 3166 alpha-2 international standard; http://www.iso.org/iso/country_codes/iso-3166-1_decoding_table.htm

I.4	Local competent authority
	Indicate, if applicable, the name of the local authority in the third country issuing the certificate.
I.5	Consignee/Importer
	Indicate the name and address of the natural or legal person to whom the consignment is destined in the Member State of destination.
I.6	Operator responsible for the consignment
	Indicate the name and address, country and ISO country code, of the natural or legal person in the Member State in charge of the consignment when presented at the Border Control Post (BCP) who makes the necessary declarations to the competent authorities as the importer or on behalf of the importer. This operator may be the same as indicated in box I.5. This box is optional.
I.7	Country of origin
	Indicate the name and ISO country code of the country where the goods originate from, were grown, harvested or produced for food and feed listed in the Annexes due to a possible risk of contamination by mycotoxins, including aflatoxins, or by plant toxins, or due to possible non-compliance with the maximum allowed levels of pesticide residues. Indicate the name and ISO country code of the country where the goods were produced, manufactured or wrapped for food and feed listed in the Annexes due to the risk of presence of <i>Salmonella</i> or due to other hazards than those specified in the first paragraph.
I.8	Region of origin
	Not applicable.
I.9	Country of destination
	Indicate the name and ISO country code of Member State of destination of the products.
I.10	Region of destination
	Not applicable.
I.11	Place of dispatch
	Indicate the name and address, country and ISO country code of the establishment(s) from where the products come from. Where required by Union legislation, indicate its registration or approval number. For other products: any unit of a company in the food or feed sector. Only the establishment shipping the products is to be named. In the case of trade involving more than one third country (triangular trade), the place of dispatch is the last third-country establishment of the export chain from which the final consignment is transported to the Union.
I.12	Place of destination
	Indicate the name and address, country and ISO country code, of the place where the consignment is being delivered for final unloading. Where applicable, also indicate the registration or approval number of the establishment of destination.
I.13	Place of loading
	Not applicable.
I.14	Date and time of departure

	Indicate the date when the means of transport departs (aircraft, vessel, railway or road vehicle).
I.15	Means of transport
	Select one or more of the following means of transport for goods leaving the country of dispatch, and indicate its identification: — aircraft (indicate the flight number); — vessel (indicate the vessel name and number); — railway (indicate the train identity and wagon number); — road vehicle (indicate the registration number with trailer number, if applicable). In the case of a ferry, tick “vessel” and identify the road vehicle(s) with registration number (with trailer number, if applicable), in addition to the name and number of the scheduled ferry.
I.16	Entry Border Control Post
	Indicate the name of the BCP of entry into the Union for certificates not submitted in the IMSOC or select the name of the BCP of entry into the Union and its unique alphanumeric code assigned by the IMSOC.
I.17	Accompanying documents
	Indicate the type of required document: analytical report/results of sampling and analyses referred to in Article 10 of Implementing Regulation (EU) 2019/1793, and indicate the unique code of required accompanying documents and country of issue. Other documents: indicate the type and reference number of document when a consignment is accompanied by other documents such as commercial documents (for example, the airway bill number, the bill of lading number or the commercial number of the train or road vehicle).
I.18	Transport conditions
	Indicate the category of required temperature during the transport of products (ambient, chilled, frozen).
I.19	Container number/Seal number
	Where applicable, indicate the container number and seal number (more than one possible). The container number must be provided if the goods are transported in closed containers. Only the official seal number must be stated. An official seal applies if a seal is affixed to the container, truck or rail wagon under the supervision of the competent authority issuing the certificate.
I.20	Certified as or for
	Select the intended use of goods as specified in the relevant Union legislation: Feedstuffs: concerns only products intended for animal feed. Products for human consumption: concerns only products intended for human consumption for which an official certificate is required by Union legislation.
I.21	For transit
	Not applicable.
I.22	For internal market
	Tick this box where consignments are intended to be placed on the Union market.
I.23	For re-entry
	Not applicable.

I.24	Total number of packages
	Indicate the total number of packages in the consignment, where appropriate: In the case of bulk consignments, this box is optional.
I.25	Total quantity
	Not applicable.
I.26	Total net weight/gross weight (kg)
	The total net weight is the mass of goods themselves, without immediate containers or any packaging. It is automatically calculated by the IMSOC on the basis of the information entered in box I.27. The declared net weight of glazed food shall be exclusive of the glaze. Indicate the total gross weight, i.e. the aggregate mass of the goods, plus immediate containers and all their packaging, but excluding transport containers and other transport equipment.
I.27	Description of consignment
	Indicate the relevant Harmonised System (HS) code and the title defined by the World Customs Organisation as referred to in Council Regulation (EEC) No 2658/87 ⁽²⁾ . This customs description shall be supplemented, if necessary, by additional information required to classify the products. In addition, state any specific requirements relating to the nature/processing of the products as defined in the relevant Union legislation. Indicate the species, and approval number of establishments when applicable together with ISO country code, number of packages, type of packaging, batch number, and net weight. Tick "final consumer" where products are packaged for final consumers. Species: indicate the scientific name or as defined in accordance with Union legislation. Type of packaging: identify the type of packaging according to the definition given in Recommendation No 21 ⁽³⁾ of UN/CEFACT (United Nations Centre for Trade Facilitation and Electronic Business).

PART II – Certification

Box	Description
	Country
	Indicate the name of the third country issuing the certificate.
	Certificate model
	This box refers to the specific title of each model of certificate.
II	Health information
	This box refers to the specific Union health requirements applicable to the nature of the products and as defined in the equivalence agreements with certain third countries or in other Union legislation, such as that for certification.
II.2a	Certificate reference
	This is the unique alphanumeric code indicated in box I.2.

⁽²⁾ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

⁽³⁾ Last version: www.unece.org/unecefact/codeliststrecs.html

II.2b	IMSOC reference
	This is the unique alphanumeric code indicated in box I.2a
	Certifying officer
	This box refers to the signature of the certifying officer as defined in point (26) of Article 3 of Regulation (EU) 2017/625. Indicate the name in capital letters, qualification and title, where applicable, of the signatory, and the name and original stamp of the competent authority the signatory is attached to and date of signature.'