

To : Interested Parties

Reference: FIN 08/2007

10 July 2007

Dear Sir or Madam

**FISHERY PRODUCTS FROM BRAZIL UNDER COMMISSION DECISION
2006/698/EC AS AMENDED**

As you know the emergency measures under Commission Decision 2006/698/EC, as amended, applied to fishery products imported from Brazil and came to an end on 30 June 2007. We have been advised by the Commission that these emergency measures have not been extended.

An FVO inspection visit was carried out in May 2007 and the outcome indicated important progress in rectifying the deficiencies identified by the previous inspection in June 2006. The May inspection also identified that Brazilian national legislation currently requires that a favourable analytical result for histamine of the relevant fish species shall be produced as a compulsory condition to obtain the health certificate. The analytical result will continue to be attached to the health certificate. On this basis the Commission has decided not to extend the measures in Decision 2006/698/EC as amended.

Therefore under Brazilian legislation, all histamine susceptible fish species being imported to the EU from Brazil with a health certificate need to be accompanied by a favourable analytical result for histamine and the Commission have asked to be informed of any consignments that do not comply with this. As you know this is not a UK legal requirement, but I would be grateful if you would ensure that your Brazilian suppliers comply with this and that all their consignments of histamine susceptible fish species being exported to the EU from Brazil are accompanied by a favourable analytical result for histamine. These histamine susceptible fish species are:-

scombridae (e.g. mackerels, tuna, bonitos),
clupeidae (e.g. herrings, shads, sardines, mentadens, pilchards, sprats)
engraulidae (e.g. anchovies)
coryfenidae or coryphaenidae (e.g. dolphinfish, dorados)*
pomatomidae (e.g. bluefish)
scombrosidae (e.g. queenfish)

*we believe these to be the same species differently spelt

I will also be writing to the Border Inspection Posts along these lines.

The advice contained in this Email should not be taken as an authoritative statement of the law or its interpretation. The opinion of your Home Authority or other enforcement authorities may differ. Only the courts can decide whether in particular circumstances an offence has been committed.

If you need any more information let me know. The Agency has an imports section on its website that can be found at www.food.gov.uk/imports

Yours sincerely

Mary Heaton
Imported Food Division