## Department for Environment, Food and Rural Affairs

## Notes for Guidance: Export Health Certificate for entry into the European Union or Northern Ireland of casings intended for human consumption 8393

January 2024

## Contents

- 1. Applicable Legislation
- 2. Scope of the Certificate
- 3. Certification by an Official Veterinarian (OV)

Part I: Details of the Consignment

Part II: Certification

- 4. Collection of Evidence
- 5. Consignment or Part of the Consignment Originating from the NI, EU Member States or from Third Country (Triangular Trade) [When applicable]
- 6. UK Animal Health Schemes
- 7. Residue check Guarantee
- 8. Addition of Schedules
- 9. Certified copies of the Export Health Certificates
- 10. UK Approved Establishments eligible to export to the EU
- 11. Legal Statement
- 12. Disclaimer

#### No: 8393

Export health certificate for entry into the European Union or Northern Ireland of animal casings.

NOTES FOR GUIDANCE (NFG) FOR THE CERTIFYING OFFICERS AND EXPORTERS

#### IMPORTANT

These notes provide guidance to Certifying Officers and exporters. The NFG should have been issued to the OV together with the relevant health certificate for animal casings intended for dispatch to the European Community or Northern Ireland. The NFG should not be read as a standalone document but in conjunction with the health certificate.

We strongly suggest that exporters obtain full details of the importing country's requirements from the veterinary authorities in the country concerned, or their representatives in the UK, in advance of each consignment.

[Please note, policies are being reviewed. NFG will be further amended to provide specific guidance. Traders should look at NFGs regularly for any updates]

#### 1. APPLICABLE LEGISLATION

Regulation (EC) Nos 999/2001

Regulations (EC) No. 178/2002

Regulation (EC) No. 852/2004

Regulation (EC) No. 853/2004

Commission Implementing Regulation (EU) 2020/2235

Commission Delegated Regulation (EU) 2020/692.

Any EU legislation referenced in the certificate must be complied with and EU legislation can be accessed on the following link. You should ensure you use the latest version: <a href="https://eur-lex.europa.eu/homepage.html">https://eur-lex.europa.eu/homepage.html</a>

Please note that Official Control Regulations 2017/625 have repealed Regulation (EC) No 854/2004, 882/2004 and Directive No 96/23/EC. Please see link:

https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32017R0625&from=EN

#### **Consolidated legislation**

Consolidated texts, which integrate the basic instruments of Union legislation with their amendments and corrections in a single, non-official document, are available. Each consolidated text contains a list of all legal documents taken into account for its construction.

You can search for consolidated texts by using the 'find results by document number' option on the European Commission website. Once you have selected the relevant legislation, click 'document information', and then scroll down to 'all consolidated versions' and select the most recent version.

https://eur-lex.europa.eu/homepage.html

Please note that the consolidated text may not contain the latest amendment to the legislation, as it takes several weeks for this to be updated.

Texts provided in this section are intended for information only. Please note that these texts have no legal value. For legal purposes please refer to the texts published in the 'Official Journal of the European Union'.

#### 2. <u>SCOPE OF THE CERTIFICATE</u>

The export health certificate may be used for animal casings intended for the entry into the European Union and Northern Ireland.

It may also be used for these products transiting the European Union to another third country.

**Casings** as defined in Article 2(45) of Delegated Regulation (EU) 2020/692. Casings means the bladders and intestines that after cleaning have been processed by tissue scraping, defatting and washing and have been treated with salt or dried.

For finished casings imported to GB for export, the animals must have originated, and been processed in an EU approved establishment in a third country, territory or zone listed by the EU for the entry of casings. See Section 5 on triangular trade for more information. Casings processed in the European Union cannot be re-certified for export back to EU territory.

Where the raw material was imported to GB for finishing, it must have undergone one of two treatment schedules outlined in the Part II.2.2 options. See Section 3 Certification by an OV for more information.

#### 3. CERTIFICATION BY AN OFFICIAL VETERINARIAN (OV)

In **England, Scotland and Wales**, this certificate must be signed by a Government Veterinary Officer (e.g. APHA, FSA or FSS employed veterinary officers) or by an Official Veterinarian (OV) appointed by the Animal and Plant Health Agency on behalf of Ministers in Defra, the Scottish Government or the Welsh Government and who hold the appropriate Official Controls Qualification (Veterinary) (OCQ (V)) authorisation.

OVs must sign and stamp, with the OV stamp, the health certificate in ink of a different colour to that of the printing of the Export Health Certificate (EHC). There is no requirement to sign and stamp in a specific colour.

The OV should keep a copy of the signed certificate and any supporting documents for at least two years after signature or receipt/dispatch of the consignment, whichever is later. These can be electronic copies.

#### EHC in foreign language/s of the EU Member States (MSs).

EHC should be in English and the foreign language of the Border Control Post (BCP) of entry in the EU. The original copy of the required EHC must accompany the consignment to the BCP of entry.

Listing of the EU MS BCPs can be found here: <u>https://ec.europa.eu/food/animals/vet-border-control/bip-contacts\_en</u>

The foreign language certificate as received from the APHA Centre for International Trade at Carlisle or via the Export Heath Certificates Online system (EHCO) and bearing the same unique reference number as the English certificate, should be considered an official and accurate translations of the English, as published in EU legislation.

The (sub-) paragraphs / options and how they are numbered and formatted is identical in the English and foreign language editions and to the legislation published by the European Commission. Therefore, the same phrases/sentences in the foreign language versions as in the English version should be struck through and these deletions should be stamped and initialled in both versions. Both versions must also be signed (as opposed to being initialled) and stamped by the OV, the foreign language certificate is deemed to be a genuine and properly authorised translation of the English version.

This also applies to any instructions in the guidance notes to strike out certain paragraphs or to certify statements that the country is free of certain notifiable diseases etc.

Additional information can be found in APHA Vet Gateway:

http://apha.defra.gov.uk/External\_OV\_Instructions/Export\_Instructions/Certification\_Proce\_ dures/index.htm

## SIGNING AND STAMPING

When signing a certificate, the CO should ensure that the certificate contains no deletions or alterations, other than those which are indicated on the certificate to be permissible and any corrections to permitted entries, subject to such changes being initialled and stamped (in the margin) by the CO. Permissible deletions are normally indicated in the 'Notes' section at the end of the certificate, with the instruction 'Keep as appropriate' or 'delete if not applicable'.

- Where the certificate contains optional or contextual statements, the statements which are not relevant shall be crossed out, individually initialled, and stamped by the CO, or completely removed from the certificate.
- Permitted paragraphs and sections may be crossed out by applying a 'Z' across the section or paragraph rather than crossing out line by line.

- There is no requirement for a date and time to accompany each stamp. The date is only entered at the required entry field in Part I of the certificate, and at the end where the CO signs, stamps and dates that action.
- We are aware of some BCPs demanding that all handwritten information in Part 1 of the EHC is initialled and stamped, including handwritten scoring out of otherwise blank boxes. There is no legal requirement in EU legislation that all the hand-written information entered in the certificate must be signed and stamped. It is only in the case of correction, in any part of the certificate, or in the case of statements to be crossed out, that the certifier must add signature (or initials) and stamp. This has been confirmed by the European Commission. The Commission noted however, in the case of a hand-written certificate, it is expected that the same one person completes the document. If not, the BCP might suspect that empty boxes were completed by another person after the certificate has been signed by the official

You should consider checking with the specific BCP regarding their preference when it comes to the stamping and initialling of handwritten scoring out of otherwise blank boxes in Part I of the EHC.

- Clarification from the European Commission means that all pages (as opposed to sheets of paper) are signed and stamped once individually in place of fan stamping and in addition to any permitted alterations. There is no requirement to fan stamp.
- COs are reminded to consult the Notes for Guidance prior to the certification of each EHC. NFG will be updated with this new information in due course.

Further Information COs should make sure they are familiar with all relevant guidance and other documents relating to EHCs and that they discuss requirements with exporters in advance.

See http://apha.defra.gov.uk/official-vets/Guidance/exports/ehconline.htm

You can also contact the Animal and Plant Health Agency's Centre for International Trade (CIT) on 03000 200 301.

## PART I: DETAILS OF THE CONSIGNMENT

All boxes in Part I of the certificate must be completed. When a box is not applicable/optional, and not filled, please score it through.

Please use schedule to be attached to the certificate if there is not enough space to fill the information. See Section 'Addition of Schedules' below.

Please complete all the boxes in Part I of the certificate in accordance with the guidance laid down in Chapter 4 of Annex I to Commission Implementing Regulation (EU) 2020/2235 that can be accessed via this link:

https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:32020R2235

Box I.27- reference to batch number/s.

There is no specific format requirement for batch numbers and slaughter/production/best before date(s) may be used as appropriate.

Batch codes are intended to identify an amount of product that has been produced under the same conditions and so any hazard identified in a part of the batch can be presumed to be present in the whole.

Batch information is likely to be checked by Border Control Posts as part of identity checks. Batch information in the health certificate should match information available when inspecting the product (e.g. on product labelling).

The Harmonised System (HS) Code is a commodity classification system used as a basis for customs tariffs and for international trade statistics.

## It is the exporter's responsibility to ensure that the HS code is entered correctly and accurately reflects the product(s) being consigned.

Further information on HS Codes can be found online at:

https://www.gov.uk/trade-tariff/sections and http://madb.europa.eu/madb/euTariffs.htm

## PART II: CERTIFICATION

## <u>II.1 Public Health Attestation [</u> To be deleted if the whole consignment is intended for transit through the Union territory only.]

The Official Veterinarian signing the export veterinary certificate must ensure that the public health attestations set out in Part II of the veterinary certificate have been complied with.

The Official veterinarian needs to be aware of the relevant requirements of Regulation (EC) Nos. 178/2002, 852/2004, 853/2004, and 999/2001 and certify that the fresh meat included in Part 1 of the certificate was produced in accordance with the relevant regulatory requirements.

If applicable, see section 6 for further guidance where the casings are not of UK origin. The attestations can be certified if the casings have been produced and/or the casings originate from an EU approved establishment in a third country, have been legally imported into the UK and evidence is provided (e.g. a copy of the health certificate used for import) that demonstrates compliance with the relevant attestations.

The Official Veterinarian signing the export health certificate must ensure that all the sections, including animal health attestations set out in the health certificate have been complied with.

**II.1** - This can be certified, on the basis of the certifying Official Veterinarian's own knowledge of the listed legislation.

**II.1.1** – For casings from animals slaughtered in the UK, this may be certified on the basis of the casings being produced in (an) establishment(s) that is/are approved since all approved food establishments must also satisfy the requirements of Regulation (EC) 852/2004. The certifying Official Veterinarian may require FBO audit reports as further evidence. Refer to Section 11 for UK Approved Establishments eligible to export to the EU.

#### II.1.2, II.1.3, II.1.4 –

These paragraphs may be certified on the basis of application of the oval mark in the format as required by the EU confirming that the slaughterhouse, cutting plant and cold store as applicable are officially approved and operating in accordance with retained EU Regulations Nos. 852/2004, 853/2004, 2017/625, 2019/624 and 2019/627

Certifying Officers can also verify the source of the raw materials and their eligibility through commercial documents and/or support health attestations.

These Regulations are transposed into national legislation and enforced by the Food Standards Agency, Food Standards Scotland and for stand-alone establishments producing the casings, Local Authorities.

**II.1.5** - See Section 8 for Residue Check Guarantees listed below. For Casings from animals sourced from the UK, this paragraph can be certified on the basis that the national surveillance scheme implements Council Directive 96/23/EC, which is transposed into national legislation by The Animals and Animal Products (Examination for Residues and Maximum Residue Limits) (England and Scotland) Regulations 2015 and parallel legislation in the devolved administrations. UK is listed in Decision 2011/163/EU.

**II.1.6** – This paragraph can be certified, on the basis of the certifying veterinarian's own knowledge of the operations at the establishment, and/or the conditions of transport.

#### II.1.7 – BSE attestations

In accordance with the OIE Terrestrial Code, England, Scotland, and Wales are controlled BSE risk in UK. All specified risk material (SRM) as described in the certificate must be removed from the meat intended for dispatch to the EU or NI as required by EU legislation and UK TSE legislation.

BSE status of Member States or third countries or regions thereof according to their BSE risk:

https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A02007D0453-20200702&gid=1607603814945

There are 3 Either/Or sections under II.1.7 relating to BSE risk of the country/region of origin of the casings (i.e. where they were processed). The sub-options refer to the country of origin of the animals that provided the meat from which the casings are produced.

**Either:** - is to be certified if the casings originate in country/region which has negligible BSE risk. This option, and any sub-options cannot be certified for casings produced in GB.

**Or:** - must be certified if the casings originate from a country/region which has controlled BSE risk. This is the case for casings processed in GB.

There are 4 sub-options under the controlled risk country.

The two first sub-options should be strike through if the animals from which the casings are derived from are not from a negligible BSE risk country. If the animals originated from a negligible BSE risk country/region, e.g. NI, then this may be certified based on additional guarantees/assurances and documentary evidence.

The third sub-option should be certified if the casings were derived from animals in a controlled BSE country, this should be certified for casings derived from GB animals.

- i. The first attestation under this sub-option may be certified as this method of slaughter is not permitted to be carried out in the UK in accordance with Point 6 of Annex V to Retained EU Regulation 999/2001 when the meat is intended for human or animal consumption.
- ii. The second attestation under this sub-option may be certified on the basis that all specified risk material (SRM) must be removed from meat intended for human consumption as required by retained EU legislation and UK TSE legislations.

The fourth sub-option can be certified if the animals from which the casings are derived from, are from a country/region which has undetermined BSE risk. This can be deleted if the animals are from GB as there are no regions with an undetermined risk status, at the date of publication of this guidance.

**Or:** is to be certified if the casings are dispatched from a country/region which has undetermined BSE risk. This can be deleted as no territory in UK has an undetermined risk status, at the date of publication of this guidance.

#### **II.2** Animal health attestation

The Official Veterinarian signing the export veterinary certificate must ensure that the animal health attestation set out in Part II of the veterinary certificate has been complied with.

If applicable, see section 7 for further guidance where the meat is not of UK origin. The attestations can be certified if it has been legally imported into the UK and evidence is provided (e.g. a copy of the health certificate used for import) that demonstrates compliance with the relevant attestations

**II.2.1** - Enter territory code GB-0. GB is listed for casings. The relevant listing is in Annex XVI to Regulation (EU) <u>2021/404</u> GB and the Crown Dependencies appear on the relevant lists.

#### II.2.2 – [three Either/Or options]

**Either:** this may be certified if the casings originate from country or zone indicated above, and those zones are listed for export of the fresh meat to the EU. UK is listed for fresh meat of ungulates. The listing is in Annex XIII to Regulation (EU) <u>2021/404</u> GB and the Crown Dependencies appear on the relevant lists.

**Or:** If the first option cannot be certified, this option can be certified, based on the Official Veterinarians personal knowledge of the processing and manufacturing undertaken or based on processing records and HACCP records.

**Or:** The third option should be certified if the casings originate from species other than those listed in the attestation.

**II.2.3** – This can be certified based on the Official Veterinarian's personal knowledge of the processing and packaging undertaken. Evidence may be required.

#### 4. COLLECTION OF EVIDENCE

In GB, the Certification Support Officer (CSO) role has been developed by APHA. CSOs can collect evidence, directed by an OV, which may be used to support OV\_certification of matters which do not require a clinical assessment or judgement e.g. for POAO and ABPs.

In **England**, **Scotland and Wales**, CSOs can be utilised by OVs for gathering evidence relating to this certificate. The CSOs must be authorised by APHA and they must hold the appropriate Official Controls Qualification (Animal Health Professional) (OCQ (AHP)-CSO) qualification.

The OV must direct the CSO as to how and where any necessary evidence relevant to the requirements of the Export Health Certificate (EHC) should be obtained. CSOs may not carry out any functions that require the exercise of veterinary judgement and are restricted to the execution of administrative checks.

They may only carry out such inspections, factual verification and evidence collection as specified by the directing OV, who remains responsible for the certification of the product. CSOs are not authorised to sign an EHC in their own right or on behalf of an OV.

Any documentary evidence collected by the CSO must be stamped, signed, and dated by the CSO, before being submitted by them as supporting evidence to the OV. It is required

that the OV is familiar with the product process and evidence required to start with, before directing the CSO to provide future evidence on an ongoing basis.

Additional guidance and principles of implementation are provided in the <u>OV Instructions</u> <u>Exports section</u> of the APHA Vet Gateway.

#### Groupage Export Facilitation Scheme (GEFS)

For groupage exports from Great Britain, where certain types of products are produced from a stable supply chain and are fully packaged for the final consumer, exporters who are GEFS members may use 30 day support attestations to provide information to OVs to facilitate completion of this certificate.

For further information including the definition of groupage exports, the template 30-day support attestation which must be used and requirements for exporters, suppliers and vets to use the scheme see:

http://apha.defra.gov.uk/External\_OV\_Instructions/Export\_Instructions/Certification\_Proce dures/Products\_Exports.html

You can check that exporters are GEFS members by emailing the exporter's name, GEFS membership number and the address of the exporting premises to <u>GEFS@defra.gov.uk</u>

#### 5. <u>CONSIGNMENTS OR PARTS OF THE CONSIGNMENT ORIGINATING FROM NI, EU</u> <u>MEMBER STATES OR FROM A THIRD COUNTRY (TRIANGULAR TRADE)</u>

**NI origin:**For Northern Ireland origin raw materials which have then been processed into a final product in GB, or are presented in their original state and bearing a UK(NI) identification mark, the CO can certify certain matters relating to EU compliance at a national level.

Where the EHC refers to EU approval status of the premises of origin or manufacture in NI, this can be certified under the terms of the EU-UK Withdrawal Agreement and the Northern Ireland Protocol (NIP). The NIP treats NI as if it is in the EU SPS zone (which includes the EEA/EFTA states). Approved and registered premises in NI continue to implement the full requirements of Regulation (EC) Nos. 852/2004 and 853/2004 and Regulation (EU) No. 2017/625 and all relevant supporting EU legislation as set out in Annex 2 to the Protocol. This compliance is indicated by the presence of the EU oval health and identification marks applied to the products.

Some examples, but not a complete list, of how assurance can be established at national level are listed below.

Compliance with the microbiological criteria set out in Regulation (EC) No. 2073/2005 can be certified if the products originate in an EU approved premises in NI and bearing the EU oval ID mark.

Public health statements referring to compliance with EU requirements for testing for residues as set out in Regulation (EU) No\_ 2017/625, Directive (EC) Nos 96/22 and 470/2009 can be certified by the CO on the basis of a national residue surveillance programme implemented in NI under The Animals and Animal Products (Examination for

residues and maximum Residues Limits) Regulation (NI) 2016. This forms part of the UK national surveillance programme.

With regards to controls for Transmissible Spongiform Encephalopathies, guidance provided in this document relating to statements about the method of slaughter of animals in GB also applies to animals slaughtered in NI and can be certified by the CO on that basis.

Disease clearance for animals or products originating in NI can be completed using autoclearance NDC found here:

https://www.daera-ni.gov.uk/articles/notifiable-diseases-northern-ireland

Where regional or local level disease clearance is required, this can be certified upon request on the basis of information from NI in the form of a declaration or a supporting health attestation.

Animal health statements which refer to the prohibition of certain vaccination programmes e.g. against FMD or CSF or ASF can be certified at a national level by the CO on the basis that NI also enforces a ban on such vaccinations in accordance with EU regulations.

Statements relating to implementation of a national system for identification and registration of bovine animals can be certified on the basis of the requirement to register all bovine animal births, moves and deaths on the DAERA database.

Animal welfare statements can be certified by the CO on the basis that relevant inspections, monitoring and controls are implemented in NI through The Welfare of Animals at the Time of Killing Regulations (NI) 2014 as amended, in compliance with Regulation (EC) No. 1099/2009.

Animal By-Products are handled in accordance with EU Regulation 1069/2009, which is implemented by the EU Implementing Regulation 142/2011, and ABP statements for materials originating in NI, can be certified on that basis.

When the certificate requires specific information to be included, such as the date of slaughter or the date of introduction into NI, the GB exporter/CO must request this information from the NI exporter. This NI exporter may forward the request to the relevant NI CO to provide this information. This supporting information must be in writing and kept by the GB CO. The GB CO is not required to attach it as a supporting document to the EHC, unless requested by the EU Border Control Post or told otherwise.

## EU origin:

Imported POAO from the EU can be re-exported in certain circumstances:

- POAO imported from EU into GB and re-exported back to the EU after storage in GB without removing the POAO from its original pancaking.
  <u>Re-export of Products of Animal Origin of European Union or Northern Ireland origin back to the European Union or Northern Ireland after storage in Great Britain:</u> certificate 8461 GOV.UK (www.gov.uk)
- POAO imported into GB from the EU that undergoes further processing and is exported to the EU as a new product. Processing means any action that <u>substantially</u> alters the initial product, including heating, smoking, curing, maturing, drying, marinating, extraction, extrusion or a combination of those processes. POAO that

have been divided, parted, severed, sliced, boned, minced, skinned, ground, cut, cleaned, trimmed, husked, milled, chilled, frozen, deep-frozen or thawed, are not considered to have undergone further processing and cannot currently be re-exported to the EU.

POAO imported into GB from the EU which is used to made/assemble a composite product.

For imported goods that need to be certified for export from GB, these are normally subject to import certification, or the availability of a Common Health Entry Document (CHED) issued by the Border Control Post (BCP) of entry to verify that they are compliant with GB import requirements and for placing on the GB market. Certifying Officers including Official Veterinarians may use these official documents to provide supporting evidence of compliance with relevant requirements for the re-export of products . In this context OVs may rely on the CHED issued by an Official Fish Inspector (a non-veterinarian) for Fishery Products and live bivalve molluscs, live echinoderms, live tunicates or live marine gastropods for human consumption, cleared via a GB BCP.

Where the CHED or accompanying import certificate are not available or do not provide sufficient supporting information, the Certifying Officer should seek a supporting attestation from an 'authorised veterinarian' who has personal knowledge of the matters in question. This may be further supported by relevant commercial information or records. It is the responsibility of the GB exporter to obtain the necessary supporting information to enable the Certifying Officer to verify compliance with export requirements.

For goods sourced in the EU and EFTA countries, especially those that are not accompanied by a veterinary certificate or CHED issued by a BCP - Certifying Officers may rely on the oval ID mark applied at approved food establishments in the EU as evidence that the goods were produced compliant with EU food production requirements for placing on the EU market - but care must be taken not to extrapolate this to animal health requirements not covered by the obligations of a food approved establishment, i.e. matters that extend beyond the scope of Regulations 852/2004 and 853/2004.

## Third country origin:

It is also possible that some consignments may contain animal products that are of non-EU (Third Country) origin. In order to export to the EU a product which contains POAO imported from a Third Country, the imported POAO must come from an EU listed country and should have undergone further processing in GB.

"processing" means any action that substantially alters the initial product, including heating, smoking, curing, maturing, drying, marinating, extraction, extrusion or a combination of those processes.

"unprocessed products" means foodstuffs that have not undergone processing, and includes products that have been divided, parted, severed, sliced, boned, minced,

skinned, ground, cut, cleaned, trimmed, husked, milled, chilled, frozen, deep-frozen or thawed.

Certifying Officers may obtain the necessary supporting information from a copy of the original EHC used for import of these products into the UK.

The CO in the UK is not required to attach a copy of the Third Country EHC as a supporting document to the UK-EU EHC, unless requested by the EU Border Control Post or told otherwise.

It is the UK exporter's responsibility to ensure timely request of information from the EU member state exporter/Third Country exporter, to allow the EHC to be signed and stamped in good time before export to the EU.

## 6. ANIMAL HEALTH SCHEMES

# BOVINE SPONGIFORM ENCEPHALOPATHY (BSE) ATTESTATION BSE control is enforced under the:

- The Transmissible Spongiform Encephalopathies (England) Regulations 2018;
- The Transmissible Spongiform Encephalopathies (Wales) Regulations 2018;
- The Transmissible Spongiform Encephalopathies (Scotland) Regulations 2010 (Scotland);
- The Bovines and Bovine Products (Trade) Regulation 1999.

Animals born or reared in the UK before the 1st August 1996 must not be certified for export. In addition, the following bovine animals cannot be certified for export if they are, under the UK TSE Regulations, subject to restrictions/slaughter at the time of consignment for trade:

- Offspring born within 24 months of clinical suspicion or confirmation of BSE in the dam
- Cohort of a BSE case.

Defra IT systems would identify and trace these (offspring and cohort) animals as soon as a suspect BSE case is identified or a bovine tested under the BSE active surveillance programme receives a positive result from a rapid test, and therefore for all practical purposes, if an animal is not subject to a BSE related restriction at the time of certification, it can be certified for trade

## 7. RESIDUE CHECK GUARANTEE

The UK has a surveillance programme in place to monitor for residues of authorised veterinary medicines, prohibited substances, and other contaminants in domestically produced foodstuffs of animal origin. Sample collection is conducted at the point of production i.e. at farm and slaughterhouse. The requirement for this monitoring is outlined in The Animal and Animal Products (Examination for Residues and Maximum Residue Limits) (England and Scotland) Regulations of 2015 and equivalent legislation in Wales (2019) and Northern Ireland (2016). The monitoring conducted in GB is in accordance with the legislative requirements of Directive 96/23 (EC), 96/22 (EC), Decision 97/747 (EC) and

470/2009 (EC) concerning residue testing of products of animal origin. The residues tested in the programme are in accordance with Annex I and II of Directive No 96/23 (EC), specifically, and include veterinary medical products, banned substances and environmental contaminants.

With regards to maximum levels used to determine sample non-compliance, for authorised veterinary medicines GB work to the GB Maximum Residue Limits (MRLs) published <u>here</u>; these MRLs are aligned to the EU veterinary MRLs published under Reg (EU) <u>37/2010</u>. If a pesticidal compound has an MRL for food-producing species then this MRL is used as the respective non-compliance threshold, but if a pesticide does not have a foodstuff MRL then the MRLs as listed in Regulation (EC) <u>396/2005</u> are applied. For contaminants, such as heavy metals and mycotoxins, the limits as set out in Reg (EC) <u>1881/2006</u> are used to determine sample non-compliance.

The results of the statutory surveillance programme can be accessed on the link below:

https://www.gov.uk/government/collections/residues-statutory-and-nonstatutorysurveillance-results\_

The EHC residue testing requirements can be certified based on evidence of compliance to the national surveillance programme, which complies with the relevant EU legislation.

The national monitoring programme for pesticide MRLs in food and feed in place under Regulation 396/2005 is underpinned by national legislation, The Pesticides (Maximum Residue Levels) Regulations (England and Wales) 2008 (as amended) and devolved administration equivalents. A national monitoring programme for Maximum Residue Levels is managed by the Health and Safety Executive. This involves testing a selection of produce that has already been placed on the market in Great Britain to provide assurance that only authorised pesticides, within permitted levels, are present. The results are published in an annual report. Annual reports can be found on gov.uk.

https://www.gov.uk/government/publications/expert-committee-on-pesticide-residues-infood-prif-annual-report

Any EHC residue pesticide requirements can be certified based on evidence of compliance with the pesticide residue monitoring scheme.

https://www.gov.uk/government/collections/pesticide-residues-in-food-results-ofmonitoring-programme.

## 8. ADDITION OF SCHEDULES

When the space in Part I or Part II of the certificate is insufficient to accommodate full details of the consignment a schedule may be used. In the relevant section of the certificate the CO should annotate the certificate 'see attached schedule'. A new schedule should be created (typed or clearly written) containing the same information as that required in the certificate. The schedule must include the certificate reference number on each page and must be signed, dated and stamped by the CO in a colour other than the printed text on each page and under the last entry. The schedule forms part of the certificate. All pages of the certificate, including the schedule, must be sequentially numbered. Any blank spaces in the schedule or the certificate should be struck through with diagonal lines.

Furtherguidanceisavailablehere:http://apha.defra.gov.uk/External\_OV\_Instructions/Export\_Instructions/Certification\_Procedures/index.htm

## 9. CERTIFIED COPIES OF EXPORT HEALTH CERTIFICATES

When completing an export certification, the CO and, if applicable, FCCO must make photocopies of, or scan and save all documents they certify. OVs must retain copies of certification documents in accordance with RCVS Certification principles.

https://www.rcvs.org.uk/setting-standards/advice-and-guidance/code-of-professionalconduct-for-veterinary-surgeons/supporting-guidance/certification/

COs must retain copies of all export documentation for a period of two years. A certified copy of this EHC does not need to be returned to the APHA CITC. For the purposes of completing routine Quality Assurance checks on export certification, CITC may request certified copies of certification from COs.

Further details on Post Certifying Procedures, 'certified copies' of certification and the types of documents that should be retained by COs can be found on the <u>APHA Vet Gateway</u>.

## 10. UK APPROVED ESTABLISHMENTS ELIGIBLE TO EXPORT TO THE EU

The exporting establishment must be listed as a 'UK approved establishment' and a list of UK approved establishments for import of POAO to the EU, can be found on the European Commission's list of approved establishments' link below:

https://ec.europa.eu/food/safety/international\_affairs/trade/non-eu-countries\_en

Please note that the list is updated regularly and ONLY establishments on the list are approved to export to the EU, and this does not include establishments with pending applications for approval.

If the final product contains POAO from other establishments, or products were previously processed in different establishments in the production chain, then these establishments should also be listed as UK and/or EU approved establishments.

There are lists of approved establishments for other commodities, e.g. germinal products on the link above.

For approved establishments in Northern Ireland the "EC" suffix which is present in the health/ID mark, and appears on the label, is not part of the approval number should not be included when referring to establishment approval numbers in the certificate.

#### 11. LEGAL STATEMENT

The existing EU legislation that the UK complied with prior to the end of the Transition Period has been incorporated into our domestic law as "retained EU law" under the European Union (Withdrawal) Act 2018. References in our guidance and certification to such EU instruments should be taken to be references to this "retained EU law". The EU standards that this legislation includes continue to remain in force, without substantive amendment, as part of UK domestic law (apart from corrections to make the EU legislation fully operable

#### 12. DISCLAIMER

This certificate and NFG are provided, on the basis of information available at the time and may not necessarily comply fully with the requirements of the importing country. It is the exporter's responsibility to check the certificate against any relevant import permit or any advice provided by the competent authority in the importing country. If these do not match, the exporter should contact the Animal and Plant Health Agency (APHA) in Carlisle.

© Crown copyright 2021

You may re-use this information (excluding logos) free of charge in any format or medium, under the terms of the Open Government Licence v.3. To view this licence visit www.nationalarchives.gov.uk/doc/open-government-licence/version/3/

or email PSI@nationalarchives.gsi.gov.uk

This publication is available at www.gov.uk/government/publications

Any enquiries regarding this publication should be sent to us at: product.exports@apha.gov.uk

PB 8393 NFG

## **Version History:**

## NFG -

Version 10 published on 16 January 2024:

• Section 5 Consignment or Part of the Consignment Originating from the NI, EU Member States or from Third Country (Triangular Trade):

After 15 January 2024, POAO consignments moving from Great Britain to Northern Ireland that require an Export Health Certificate will have to follow the rules on triangular trade. Separate rules apply to products that are eligible to move to Northern Ireland via the Northern Ireland Retail Movement Scheme. Version 9 published 28 March 2023

• Triangular trade section EU paragraph:

Amended to standardise the advice we provide on documentary evidence across POAO NFGs.