AGREEMENT

between the European Community and the Government of Canada on sanitary measures to protect public and animal health in respect of trade in live animals and animal products

THE EUROPEAN COMMUNITY (the ‘Community’)

and

THE GOVERNMENT OF CANADA (‘Canada’)

hereinafter referred to collectively as the ‘Parties’:

ACKNOWLEDGING that their systems of sanitary measures are intended to provide comparable health assurances;

REAFFIRMING their commitment to their rights and obligations under the Marrakesh Agreement establishing the World Trade Organisation (the ‘WTO Agreement’), and its Annexes, in particular the Agreement on the application of sanitary and phytosanitary measures (the ‘SPS Agreement’);

DESIRING to facilitate trade in live animals and animal products between the Community and Canada while safeguarding animal and public health in relation to the wholesomeness of food products;

RESOLVING to take the fullest account of the risk of spread of animal infection and disease and the measures put in place to control and eradicate such infections and diseases, and in particular to avoid disruptions to trade,

HAVE AGREED AS FOLLOWS:

Article 1

Objective

The objective of this Agreement is to facilitate trade in live animals and animal products between the Community and Canada by establishing a mechanism for the recognition of equivalence of sanitary measures maintained by the two Parties consistent with the protection of public and animal health, and to improve communication and cooperation on sanitary measures.

Article 2

Definitions

For the purposes of this Agreement:

(a) live animals and animal products means the live animals and animal products, including fish and fishery products, listed in Annex I;

(b) sanitary measures means sanitary measures as defined in paragraph 1 of Annex A to the SPS Agreement;

(c) appropriate level of sanitary protection means the appropriate level of sanitary protection as defined in paragraph 5 of Annex A of the SPS Agreement;

(d) region means both ‘zone’ and ‘region’ as defined in the Animal Health Code of the Office International des Epizooties (OIE), and for aquaculture as defined in the International Aquatic Animal Health Code of the OIE;

(e) responsible authorities means:

(i) for Canada, the authorities described in Part A of Annex II; and

(ii) for the Community, the authorities described in Part B of Annex II.

Article 3

Scope

1. This Agreement applies in respect of trade between the Community and Canada in live animals and animal products.
2. Subject to paragraph 3, the provisions of this Agreement shall apply initially to sanitary measures of the Parties that apply to trade in live animals and animal products.

3. Unless otherwise specified under the provisions set out in the Annexes to this Agreement, and without prejudice to Article 11, the scope of this Agreement shall exclude sanitary measures related to food additives (all food additives and colours), sanitary stamps, processing aids, flavours, irradiation (ionisation), contaminants (including microbiological standards), transport, chemicals originating from the migration of substances from packaging materials, labelling of foodstuffs, nutritional labelling, animal feedingstuffs, medicated feeds and premixes.

4. The parties may agree to apply the principles of this Agreement to address veterinary issues other than sanitary measures applicable to trade in live animals and animal products.

5. The Parties may agree to modify this Agreement in the future to extend the scope to other sanitary or phytosanitary measures affecting trade between the Parties.

Article 4

Relation to the WTO Agreement

Nothing in this Agreement shall modify the rights or obligations of the Parties under the WTO Agreement and in particular the SPS Agreement.

Article 5

Recognition of regional conditions

1. The Parties recognise the concept of regionalisation, which they agree to apply in respect of the diseases listed in Annex III.

2. Where one of the Parties considers that it has a special status with respect to a specific disease, it may request recognition of that status. The importing Party may also request additional guarantees in respect of imports of live animals and animal products appropriate to the agreed status. The guarantees for specific diseases shall be specified in Annex V.

3. Without prejudice to paragraph 2, the importing Party shall recognise regionalisation decisions taken in accordance with criteria as defined in Annex IV as the basis for trade from a party whose territory is affected by one or more of the diseases listed in Annex III.

Article 6

Recognition of equivalence

1. The importing Party shall recognise a sanitary measure of the exporting Party as equivalent if the exporting Party objectively demonstrates that its measure achieves the importing Party's appropriate level of protection.

2. Once determined, equivalence shall be applied in relation to individual or groups of sanitary measures for live animals or animal product sectors, or parts of sectors, in relation to legislation, inspection and control systems, parts of systems, or in relation to specific legislation, inspections and/or hygiene requirements.

Article 7

Criteria for recognition of equivalence

1. In determining whether a sanitary measure maintained by an exporting Party achieves the importing Party's appropriate level of sanitary protection, the Parties shall follow the process set out below:

   (i) identification of the sanitary measures for which recognition of equivalence is sought;

   (ii) explanation by the importing Party of the objective of its sanitary measures, including an assessment, as appropriate to the circumstances, of any risks that the sanitary measures are intended to address, and identification by the importing Party of its appropriate level of sanitary protection;

   (iii) provision of information by the exporting Party supporting its view that its sanitary measures achieve the importing Party's appropriate level of sanitary protection;

   (iv) assessment by the importing Party of whether the exporting Party's sanitary measures achieve the importing Party's appropriate level of sanitary protection; this step may include an evaluation of:

      (a) the risks identified by the importing Party and evidence provided by the exporting Party that its sanitary measures effectively address those risks;

      (b) the legislation authority, standards, practices and procedures including those of laboratories, as well as the programmes in place to ensure that the domestic requirements of the exporting Party and the importing Party's requirements are met;
(c) the documented structure of the relevant responsible authorities, their command chain, their authority, their operational procedures and the resources available to them; and

(d) the performance of the relevant responsible authorities in relation to the control programme and assurances.

The importing Party may carry out audit and verification procedures, in accordance with Article 10, to assist this assessment.

2. Where equivalence has not been recognised, the conditions for trade shall be those required by the importing Party, as set out in Annex V, to meet its appropriate level of protection. The exporting Party may agree to meet the importing Party’s conditions, without prejudice to the result of the process set out in paragraph 1.

3. In carrying out the process described in paragraph 1, and setting the conditions referred to in paragraph 2, the Parties shall take account of experience and information already acquired.

**Article 8**

Status of the recognition of equivalence of the Parties’ sanitary measures

1. Annex V lists those sectors, or parts of sectors, for which at the date of entry into force of this Agreement the Parties’ respective sanitary measures are recognised as equivalent for trade purposes.

2. Annex V also lists those sectors, or parts of sectors, for which, at the date of entry into force of this Agreement, the Parties apply different sanitary measures and have not concluded the process described in paragraph 1 of Article 7. The Parties shall carry out the actions set out in Annex V based on the process described in paragraph 1 of Article 7, with the objective of recognising equivalence by the dates indicated in Annex V.

3. With respect to sanitary measures recognised as equivalent for trade purposes at the date of entry into force of this Agreement, the Parties, within their competences, shall initiate the necessary legislative and administrative actions within three months to implement these recognitions.

**Article 9**

Health certificate

When required, each consignment of live animals or animal products presented for import, and for which equivalence has been recognised, will be accompanied by an official health certificate, the model attestation of which is prescribed in Annex VII. The Parties may jointly determine principles or guidelines for certification. Any such principles or guidelines shall be set out in Annex VII.

**Article 10**

Audit and verification

1. To maintain confidence in the effective implementation of the provisions of this Agreement, each Party has the right to carry out audit and verification procedures of all or part of the exporting Party’s authorities’ total control programme as specified in Annex VI.

2. Each Party has the right to carry out frontier checks on consignments on importation, in accordance with Article 11, the results of which may contribute to the audit and verification process.

3. The Community shall carry out the audit and verification procedures provided for in paragraph 1 and the frontier checks provided for in paragraph 2.

4. For Canada, its responsible authorities carry out the audit and verification procedures and frontier checks provided for in paragraphs 1 and 2.

5. Upon the mutual consent of the Parties, either Party may:

(a) share the results and conclusions of its audit procedures and frontier checks with countries that are not Parties to this Agreement, or

(b) use the results and conclusions of the audit procedures and frontier checks of countries that are not Parties to this Agreement.

**Article 11**

Frontier (import) checks and inspection fees

1. The frequency and nature of frontier checks shall be based on the risk to public and animal health associated with the importation of a live animal or animal product.

2. The frequency rate of frontier checks on imported live animals and animal products shall be as set out in Annex VIII.

3. In the event that frontier checks reveal non-conformity with the relevant import requirements, the action taken by the importing Party shall be based on an assessment of the risk involved.

4. Wherever possible, the importer of a non-conforming consignment, or his representative, shall be notified of the reason for non-conformity, and shall be
given access to the consignment and the opportunity to contribute relevant information to assist the importing Party in taking a final decision.

5. A Party may collect fees for the costs incurred in conducting frontier checks. Provisions concerning these fees may be added to Annex VII.

Article 12

Notification and consultation

1. The Parties shall notify each other, in writing, of:

(a) significant changes in health status, such as the presence and evolution of diseases in Annex III, within 24 hours of confirmation of the change;

(b) findings of epidemiological importance with respect to diseases which are not in Annex III or which are new diseases, without delay; and

(c) any additional measures beyond the basic requirements of their respective sanitary measures taken to control or eradicate animal disease or protect public health, and any changes in preventative policies, including vaccination policies.

2. In cases of serious and immediate concern with respect to public or animal health, oral notification shall be made immediately, and written confirmation should follow within 24 hours.

3. Written and oral notifications shall be made to the contact points set out in Annex X.

4. Where a Party has serious concerns regarding a risk to public or animal health, consultations regarding the situation shall be held within 14 days of the notification. The Parties shall take due account of any information provided through such consultations.

Article 14

Information exchange

1. The parties shall exchange information relevant to the implementation of this Agreement on a uniform and systematic basis, to provide assurance, engender mutual confidence and demonstrate the efficacy of the programmes controlled. Where appropriate, this may include exchanges of officials.

2. The information exchange on changes in their respective sanitary measures, and other relevant information, shall include:

(a) the opportunity to consider proposals for the introduction of new measures or changes in existing measures, which may affect this Agreement, in advance of their finalisation. Where either Party considers it necessary, proposals may be dealt with in accordance with Article 16(4);

(b) briefing on current developments affecting trade in live animals and animal products;

(c) information on the results of the audit and verification procedures provided for in Article 10.

3. The contact points for this exchange of information are set out in Annex X.

4. The Parties shall provide for the submission of scientific papers or data to the relevant scientific fora to substantiate any views or claims made in respect of a matter arising under this Agreement. Such information shall be evaluated by the relevant scientific fora in a timely manner, and the results of that examination shall be made available to both Parties.

Article 15

Outstanding issues

The principles of this Agreement shall be applied to address outstanding issues affecting trade between the Parties in live animals and animal products as listed in Annex IX. Modifications shall be made to this Annex and, as appropriate, the other Annexes, to take account of progress made and new issues identified.
Article 16

Joint Management Committee

1. A Joint Management Committee (hereinafter referred to as 'the Committee'), consisting of representatives of the Parties is hereby established. The Committee shall consider any matters relating to the Agreement, and shall examine all matters which may arise in relation to its implementation. The Committee shall meet within one year of the entry into force of this Agreement, and at least annually thereafter. The Committee may also address issues out of session by correspondence.

2. The Committee shall, at least once a year, review the Annexes to this Agreement, notably in the light of progress made under the consultations provided for under this Agreement. Following its review, the Committee shall issue a report of its proceedings including any recommendations of the Committee.

3. In the light of the provisions set out in paragraph 2, the Parties may agree to modify the Annexes consistent with the Agreement. Modifications shall be agreed by an exchange of notes.

4. The Parties agree to establish technical working groups consisting of expert-level representatives of the Parties, which shall identify and address technical and scientific issues arising from this Agreement. When additional expertise is required, ad hoc groups, notably scientific groups, may be constituted by the Parties. Membership of such ad hoc groups need not be restricted to representatives of the Parties.

Article 17

Territorial application

This Agreement shall apply, on the one hand, to the territories in which the Treaty establishing the European Community is applied and under the conditions laid down in that Treaty, and on the other hand, to the territory of Canada.

Article 18

Final provisions

1. This Agreement and its Annexes shall enter into force upon an exchange of notes indicating that the Parties have completed all legal requirements necessary for that purpose.

2. Each Party shall implement the commitments and obligations arising from this Agreement and its Annexes in accordance with its internal procedures.

3. Either Party may terminate this Agreement by giving at least six months' notice in writing. The Agreement shall terminate on the expiry of the period of notice.

In witness whereof, the undersigned being duly authorised, have signed this Agreement.

Done in two copies, this seventeenth day of December 1998, in each of the English and French languages, each version being equally authentic.

For the European Community

For the Government of Canada
LIST OF ANNEXES

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**ANNEX I**

**LIVE ANIMALS AND ANIMAL PRODUCTS**

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<thead>
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<th>Live animals and animal products</th>
<th>For imports into Canada, as defined by:</th>
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<tr>
<td>Live animals and animal products</td>
<td>For imports into Canada, as defined by:</td>
<td>For imports into the Community, as defined by:</td>
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ANNEX II

RESPONSIBLE AUTHORITIES

A. Responsible authorities of Canada

The following departments are responsible for the application of sanitary measures in respect of domestically produced, exported and imported animals and animal products and for issuing health certificates attesting to agreed standards unless otherwise noted: the Canadian Food Inspection Agency (CFIA), or the Department of Health, as appropriate.

B. Responsible authorities of the Community

Control is shared between the national services in the individual Member States and the European Communities. In this respect the following applies:

— In terms of exports to Canada, the Member States are responsible for control of the production circumstances and requirements, including statutory inspections and issuing health certification attesting to the agreed standards and requirements.

— The European Commission is responsible for overall coordination, inspection/audits of inspection systems and the necessary legislative action to ensure uniform application of standards and requirements within the Single European Market.
### ANNEX III

**DISEASES FOR WHICH REGIONALISATION DECISIONS CAN BE TAKEN**

**LEGAL BASIS**

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<th>EC</th>
<th>Canada</th>
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</thead>
<tbody>
<tr>
<td>Foot-and-mouth disease</td>
<td>64/432, 85/511</td>
<td>Health of Animals Act Sections 5, 22 through 27, and 64; Health of Animals Regulations Sections 90 and 91, and Schedule 2 of the Reportable Disease Regulations</td>
</tr>
<tr>
<td>Vesicular stomatitis</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
</tr>
<tr>
<td>Swine vesicular disease</td>
<td>64/432, 92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
</tr>
<tr>
<td>Rinderpest</td>
<td>64/432, 92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<td>Peste des petits ruminants</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<tr>
<td>Contagious bovine pleuropneumonia</td>
<td>64/432</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
</tr>
<tr>
<td>Lumpy skin disease</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<td>Rift Valley fever</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<td>Bluetongue</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<tr>
<td>Sheep pox and goat pox</td>
<td>92/119</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<td>African horse sickness</td>
<td>90/426, 92/35</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<tr>
<td>African swine fever</td>
<td>64/432</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<td>Classical swine fever</td>
<td>64/432, 80/217</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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<tr>
<td>Fowl plague (highly pathogenic avian influenza)</td>
<td>90/539, 92/40</td>
<td>H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2</td>
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</table>
### Disease | EC | Canada
--- | --- | ---
Newcastle disease | 90/539, 92/66 | H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2
Venezuelan equine encephalomyelitis | 90/426 | H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2
Epizootic haemorrhagic disease | 92/119 | H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2
Teschen | 92/119 | H. of A. Act 5, 22—27, 64: H. of A. Regulations 90, 91 and Schedule 2

**Aquaculture diseases**

The list of aquaculture diseases is to be discussed further by the Parties on the basis of the International Aquatic Animal Health code of the OIE.
ANNEX IV

REGIONALISATION AND ZONING

Further to Article 5(3), the Parties agree that the following forms the basis for regionalisation decisions for the diseases listed in Annex III. Each Party agrees to recognise regionalisation decisions taken in accordance with this Annex.

Animal diseases

Regionalisation — Adjacent countries or parts of countries which have the same animal health status and similar disease controls can be treated as a region. The region must be clearly delineated by natural, artificial or legal boundaries which must be effective. The region must have a common control policy for the specific disease. There must be a uniform effective system of epidemiological surveillance throughout the region and an official sanitary agreement between the countries involved.

In assessing risk from a given proposed importation of animals or animal products, three sets of factors may be considered:

1. source risk factors;
2. commodity risk factors;
3. destination risk factors.

Source risk factors

The primary determinant of the risk of importing diseases is the status of the country of origin in respect of the disease in question. However, declarations of disease freedom must be backed up by effective surveillance programmes.

The overriding consideration in this context, therefore, is the quality of the veterinary infrastructure. No other factors can be assessed without full confidence in the veterinary administration. In particular, their ability to detect and control an outbreak of disease and to provide meaningful certification is crucial.

The ability to detect the presence of disease depends on the surveillance carried out. This surveillance can be active, passive, or both.

Active surveillance implies definitive action intended to identify the presence of disease, such as systematic clinical inspections, ante and post mortem examination, serology on farm or in abattoir, referral of pathological material for laboratory diagnosis, sentinel animals.

Passive surveillance means that the disease must be compulsorily notifiable and that there must be a sufficiently high level of supervision of the animals in order to ensure that the disease will be observed quickly and reported as a suspect. There must also be a mechanism for investigation and confirmation, and farmers and veterinarians must have a high level of awareness of the disease and its symptoms.

Epidemio-surveillance may be augmented by voluntary and compulsory herd/flock health programmes, particularly those which ensure a regular veterinary presence on the farm.

Other factors to be considered include:

– disease history,
– vaccination history,
– controls on movements into the zone, out of the zone and within the zone,
– animal identification and recording,
– presence of disease in adjacent areas,
— physical barriers between zones of differing status,
— meteorological conditions,
— use of buffer zones (with or without vaccination),
— presence of vectors and/or reservoirs,
— active control and eradication programmes (where appropriate),
— ante and post mortem inspection system.

On the basis of these factors, a zone may be defined.

The authority with the responsibility for implementing the zoning policy is in the best position to define and maintain the zone. When there is a high level of confidence in that authority, the decisions it makes can be the basis for trade.

The zones so defined may be assigned a risk category.

Possible categories are:
— low/negligible risk,
— medium risk,
— high risk,
— unknown risk.

Calculation of estimates of risk for e.g. live animals may assist in this categorisation. Import conditions may then be defined for each category, disease and commodity, individually or in groups.

Low/negligible risk implies that importation may take place based on a simple guarantee of origin.

Medium risk implies that some combination of certification and/or guarantees may be required before or after importation.

High risk implies that importation will only take place under conditions which significantly reduce the risk, e.g. by additional guarantees, testing or treatment.

Unknown risk implies that imports will only take place if the commodity itself is of very low risk, e.g. hides, wool, or under the conditions for ‘high risk’ if the commodity factors warrant.

Commodity risk factors

These include:
— is the disease transmissible by the commodity?
— could the agent be present in the commodity if derived from a healthy and/or clinically affected animal?
— can the predisposing factor be reduced, e.g. by vaccination?
— what is the likelihood that the commodity has been exposed to infection?
— has the commodity been obtained in such a way as to reduce the risk, e.g. deboning?
— has the commodity been subjected to a treatment which inactivates the agent?

Appropriate tests and quarantine will reduce the risk.

Destination risk factor

— presence of susceptible animals;
— presence of vectors;
— possible vector-free period;
— preventive measures such as waste food feeding and animal waste rendering rules;
— intended use of product e.g. petfood, human consumption only.

These factors are inherent in or are under the control of the importing country, and some may therefore be modified to facilitate trade. These may, for example, include restricted entry conditions e.g. animals to be confined to a certain vector-free region until the incubation period has passed, or canalisation systems. However, destination risk factors will also be taken into account by the infected country with respect to the risk presented by movements from the infected part to the free part of its territory.

Aquaculture diseases

Pending the development of any specific provisions to be included in this Annex, the basis for regionalisation decisions for aquaculture diseases will be the International Aquatic Health Code of the OIE.
ANNEX V

RECOGNITION OF SANITARY MEASURES

Yes (1) Equivalence agreed — model health attestations to be used

Yes (2) Equivalence agreed in principle — some specific issue(s) to be resolved — existing certification to be used until issue(s) resolved

Yes (3) Equivalence in form of compliance with importing Party’s requirements — existing certification to be used

NE Not evaluated — existing certification to be used in the interim

E Further evaluation required. Trade may occur if the exporting Party meets the importing Party’s requirements.

Special conditions: conditions to be respected for export, in addition to those required on the domestic market:

AD Aujeszky’s disease
AI Avian Influenza
BSE Bovine spongiform encephalopathy
BVD Bovine viral diarrhoea
C Celsius
CFIA Canadian Food Inspection Agency
CSF Classical swine fever
EBL Enzootic bovine leucosis
Equiv Equivalent
FMD Foot-and-mouth disease
H of A Act and Regs. The Health of Animals Act
IBD Infectious bursal disease
IBR Infectious Bovine Rhinotracheitis
IVF In vitro fertilised
JD Johne’s disease
MV Maedi-visna
ND Newcastle disease
OIE Office International des Epizooties
PM Post mortem
PRRS Porcine reproductive and respiratory syndrome
ScVC Scientific Veterinary Committee
Std Standard
SVD Swine vesicular disease
UHT Ultra high temperature
1. **Live animals**

<table>
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<tr>
<th>Commodity</th>
<th>Species</th>
<th>Animal/public health</th>
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<tr>
<td></td>
<td>EC</td>
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<td>Canadian Standards</td>
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<td>Equiv. (Cat.)</td>
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<td></td>
<td>Special Conditions</td>
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<td>Actions</td>
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<td>Canadian exports to the European Community</td>
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<tr>
<th>Equidae</th>
<th>Directive 90/426</th>
<th>H of A Act &amp; Regs., Permit conditions</th>
<th>Yes 2</th>
<th>EC requests Canada to:</th>
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<tr>
<td></td>
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<td>(i) consider reducing the post-import quarantine time to that necessary to ensure freedom of the animals from diseases of concern</td>
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<td>(ii) amend reqmt, for piroplasmosis freedom to freedom from notifiable diseases within 10 km of the holding for 12 months</td>
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<td>(iii) amend statements regarding disease freedom to the wording in Article 4(5) of 90/426</td>
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<td>(iv) amend piroplasmosis test to test approved by CFIA</td>
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<tr>
<th>Equidae</th>
<th>Directive 90/426</th>
<th>H of A Act and Regs. Disease Control MOP</th>
<th>Yes 3</th>
<th>Canada requests that EC accept as official tests those that become recognised by OIE</th>
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<tr>
<td></td>
<td>Directive 90/426</td>
<td>Decisions 92/260 &amp; 195, 93/196 &amp; 197, 94/467</td>
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<td>Bovine animals</td>
<td>Directives 64/432 &amp; 72/462</td>
<td>H of A Act &amp; Regs. Permit conditions</td>
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<td>EC requests Canada to:</td>
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<td>(i) accept items, (i), (ii) and (vii) under Canadian exports, for exports from the EC to Canada</td>
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<td>(ii) eliminate post import requirements or at least to reduce the duration and severity of quarantine/isolation to the time and tests necessary to determine freedom from diseases of concern</td>
</tr>
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<td></td>
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<td></td>
<td>(iii) accept that trade in live cattle shall proceed on the basis of the OIE recommendations as outlined in Chapter 3.2.13. of the International Animal Health Code</td>
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<td>(iv) review EBL rules</td>
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<td>(v) remove the requirement for mastitis test</td>
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<td>(vi) review Blue-tongue &amp; EHD tests and requirements and seasonal restrictions for these diseases</td>
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<td>(vii) review IBR requirements</td>
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<td>(viii) re-examine requirement that animals be conceived in Canada</td>
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1. Live animals — Animal health *(cont’d)*

<table>
<thead>
<tr>
<th>Commodity</th>
<th>Species</th>
<th>Animal/public health</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sheep/goats</td>
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</tbody>
</table>

| Euro. Community exports to Canada | | | | | | | | |
|-----------------------------|--------|---------------------|--------|---------------------|--------|---------------------|--------|
| Trade conditions | EC Standards | Canadian Standards | Equiv. (Cat.) | Special Conditions | Actions | Trade conditions | EC Standards | Canadian Standards | Equiv. (Cat.) | Special Conditions | Actions |
|-----------------------------|--------|---------------------|--------|---------------------|--------|---------------------|--------|
| EC requests that Canada | E | Directive 91/68 | H of A Act & Regs. Permit conditions | (i) accept animals from a region in which scrapie is notifiable, the holding has been free for two years and where the holding is subject to sampling for the disease | H of A Act and Regs., DC Manual of Procedures, Permit conditions | Directive 91/68 | E | Canada requests the EC to: | (i) justify the reqmts. for regional freedom from contagious agalactia | (ii) remove reqmt. for seasonal importation | (iii) accept animals from holding free of scrapie 5 years & not the progeny of an affected dam | (iv) remove reqmt. for flock testing for MV/CAE, B. ovis and B. melitensis, pre-embarkation quarantine; and tests for brucellosis from free areas, MV/CAE and contagious agalactia except for animals destined to free regions and tests for bluetongue and EHD |
|-------------------|-----------------|--------------------|-------------------|----------|-------------|--------------------|-----------|-----|----------|----------------|
| **Swine**         | Directives 64/432, 72/462, 90/425 | H of A Act & Regs. Permit conditions | Yes | EC requests Canada to delete reference to PRRS, lepto, TGE, PRCV, atrophic rhinitis, T. spiralis, and ivermectin treatment | H of A Act & Regs. | Directive 72/462 Decision 83/494 | Yes | Footnote E | Canada requests that EC: |
|                   |                 |                    |                   |          | (i) accept animals without test for Teschen disease |
|                   |                 |                    |                   |          | (ii) delete requirement for percentage herd test for swine influenza and TGE |
| **Dogs and Cats** | Directive 92/65 | H of A Act and Regs. Sec. 17 & 18 | Yes | Must have cert. of rabies vaccination or country freedom. Additional vaccination requirements and humane considerations for puppies | H of A Act and Regs., DC Manual of Procedures | Directive 92/65 | Yes | Quarantine required for movement to United Kingdom, Ireland and Sweden. Otherwise vaccination and test | Canada requests that EC accept animals into free regions with a record of rabies vaccination and booster without quarantine |
| **‘Balai’ animals** | Directive 92/65 | H of A Act and Regs. | E | EC requests Canada to review import conditions for cervidae and camelidae | H of A Act and Regs. Disease control programs and ungulate movement control apply to these animals | Directive 92/65 | Yes | Canada requests that EC procedure import conditions for farmed cervidae, and camelidae and bison |
### 2. Live poultry and hatching eggs

<table>
<thead>
<tr>
<th>Animals health</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
</table>

### 3. Semen

<table>
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<tr>
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<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>— Bovine</td>
<td>Directive 88/407</td>
<td>H of A Act and Regs., Permit conditions</td>
<td>Yes 2</td>
<td>Seronegative status of donors for leptospirosis and paratuberculosis</td>
<td>H of A Act and Regs., DC Manual of Procedures, Sec. 15</td>
<td>Directive 88/407 Decision 94/577</td>
<td>Yes 3</td>
<td>Footnote D</td>
</tr>
<tr>
<td>Step</td>
<td>Action</td>
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<tr>
<td>(i)</td>
<td>determine method to be used to identify semen from IBR/IPV negative bulls or remove requirement for such straw identification;</td>
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<tr>
<td>(ii)</td>
<td>amend 94/577 part 1, 13(d) of Annex C to permit importation of imported bulls which have been resident in the territory of a third country on the list drawn up in accordance with Annex I of Decision 95/388/EC and request the name of the third country.</td>
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<tr>
<td>(iii)</td>
<td>harmonise trade conditions for imports from third countries</td>
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<tr>
<td>(iv)</td>
<td>establish generic and permit conditions for E of A Act and Regs.</td>
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</tbody>
</table>

Canada requests that EC:
- harmonise trade conditions for imports from third countries.
- remove the requirement for mycoplasma testing (done in bovine).
- accept regionalisation of bluetongue and EHD and remove the test requirement.
- update test requirement for MVCAE to ELISA.
- amend 94/577 part 1, 13(d) of Annex C to permit importation of imported bulls which have been resident in the territory of a third country on the list drawn up in accordance with Annex I of Decision 95/388/EC and request the name of the third country.
### 3. Semen — Animal health (cont’d)

<table>
<thead>
<tr>
<th>Commodity</th>
<th>European Community exports to Canada</th>
<th>Canadian exports to the European Community</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
</tr>
<tr>
<td>— Sheep/goats (cont’d)</td>
<td>EC Standards</td>
<td>Canadian Standards</td>
</tr>
<tr>
<td>— Porcine</td>
<td>Directive 90/429</td>
<td>H of A Act and Regs., Permit conditions</td>
</tr>
<tr>
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<tr>
<td>— Canine</td>
<td>Directive 92/65</td>
<td>H of A Act and Regs.</td>
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<td></td>
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<tr>
<td>— Feline</td>
<td>Directive 92/65</td>
<td>No trade</td>
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</table>

### 4. Equine semen, ova and embryos

<table>
<thead>
<tr>
<th>Animal health</th>
<th>European Community exports to Canada</th>
<th>Canadian exports to the European Community</th>
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</thead>
<tbody>
<tr>
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<td>Equiv. (Cat.)</td>
</tr>
<tr>
<td>— Equine semen, ova and embryos</td>
<td>Directive 92/65 Decisions 95/295 95/307</td>
<td>H of A Act and Regs., Permit conditions</td>
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## Embryos

<table>
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<tr>
<th>Animal health</th>
<th>Directive</th>
<th>H of A Act and Regs., Permit conditions</th>
<th>EC requests</th>
<th>H of A Act and Regs., CFIA Accreditation Program</th>
<th>Directive</th>
<th>Permit conditions</th>
<th>EC requests</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>89/556</td>
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<tr>
<td></td>
<td>H of A Act and Regs., Permit conditions</td>
<td>Excluding IVF embryos</td>
<td>H of A Act and Regs., CFIA Accreditation Program</td>
<td>Decision 92/471</td>
<td>Yes 2</td>
<td>Excluding IVF and micro-manipulated embryos</td>
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<tr>
<td>Ovine/caprine</td>
<td>Directive 92/65</td>
<td>Yes 3</td>
<td>EC requests</td>
<td>Directive 92/65 Decision 95/388</td>
<td>E</td>
<td>Canada requests that EC:</td>
<td></td>
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<tr>
<td></td>
<td>92/65</td>
<td></td>
<td>Canada requests that EC:</td>
<td></td>
<td></td>
<td>(i) accept and enforce IETS straw labelling recommendations</td>
<td></td>
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<tr>
<td></td>
<td>H of A Act and Regs., Permit Conditions</td>
<td>EC requests</td>
<td>H of A Act and Regs., CFIA Accreditation Program</td>
<td>Decision 95/388</td>
<td>E</td>
<td>(ii) alter frequency of inspection of teams to agree with internal EC rules</td>
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<td>(iii) develop rules for IVF and micromanipulated embryos</td>
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</tr>
<tr>
<td>Pigs</td>
<td>Directives 72/461 72/462 92/118</td>
<td>E</td>
<td>Fresh — Approved countries need certificate. Unapproved require disinfection</td>
<td>Directive 92/118</td>
<td>E</td>
<td>Canada requests that EC:</td>
<td></td>
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<tr>
<td></td>
<td>72/461</td>
<td></td>
<td></td>
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<td></td>
<td>(i) delete requirement for flock testing, lepto treatment and mycoplasma testing of donors</td>
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<tr>
<td></td>
<td>72/462</td>
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<td></td>
<td>(ii) provide details of team approval system for small ruminants</td>
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<td></td>
<td>92/118</td>
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<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
<td>Special Conditions</td>
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<td>Equiv. (Cat.)</td>
<td>Special Conditions</td>
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<td>EC Standards</td>
<td>Canadian Standards</td>
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<tr>
<td>— Animal health</td>
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<tr>
<td>— Porcine animals</td>
<td>Directives 64/432 72/461 72/462</td>
<td>H of A Act and Regs. Sec 40, 41</td>
<td>Yes2 Statement of origin</td>
<td>H of A Act and Regs.</td>
<td>Directive 72/462 Decision 80/804</td>
<td>Yes3</td>
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</table>

6. Fresh meat
7. **Poultry meat**

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<tbody>
<tr>
<td></td>
<td></td>
<td>Food and Drugs Act &amp; Regs.</td>
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<td>Food and Drugs Act &amp; Regs.</td>
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<tr>
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<td></td>
<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
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<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
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<td></td>
<td>Canada Agricultural Products Act Livestock and Poultry Carcass Grading Regs (if in carcass form)</td>
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<td>Canada Agricultural Products Act Livestock and Poultry Carcass Grading Regs (if in carcass form)</td>
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</tbody>
</table>

(v) evaluate Canadian submission on water testing
(vi) to discuss HACCP
(vii) review provisions on cysticercosis cuts, liver incisions, pig heart incision, and glanders
### 8. Meat products

#### Animal health

<table>
<thead>
<tr>
<th>Commodity</th>
<th>Trade conditions</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Red Meat (ruminants/horses)</strong></td>
<td>Directives 64/432, 72/461, 72/462, 80/215</td>
<td>H of A Act and Regs., Sec 40, 41</td>
<td>Yes 2 Statement of origin</td>
</tr>
<tr>
<td><strong>Pigs</strong></td>
<td>Directives 64/432, 72/461, 72/462, 80/215</td>
<td>H of A Act and Regs., Sec 40, 41</td>
<td>Yes 2 Statement of origin</td>
</tr>
<tr>
<td><strong>Poultry</strong></td>
<td>Directives 80/215, 92/118, 94/438</td>
<td>H of A Act and Regs., Sec 40, 41</td>
<td>Yes 2 Statement of origin</td>
</tr>
<tr>
<td><strong>Wild Game and farmed game</strong></td>
<td>Directives 91/495, 92/45</td>
<td>H of A Act and Regs., Sec 40, 41</td>
<td>Yes 2 Statement of origin</td>
</tr>
<tr>
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<tr>
<td>9. Farmed game meat</td>
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</table>

<p>| Animal health |  |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| — Deer | Directives 72/461, 91/495, 92/118 | H of A Act and Regs. Sec 40, 41 | Yes 2 | Statement of origin | H of A Act and Regs. | Directives 91/495, 92/118, Decision 97/219 | Yes 3 |</p>
<table>
<thead>
<tr>
<th>Commodity</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
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<tr>
<td>European Community exports to Canada</td>
<td>Canadian Standards</td>
<td>EC Standards</td>
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<td>Canadian Standards</td>
<td>EC Standards</td>
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<tr>
<td>Canadian exports to the European Community</td>
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### 9. Farmed game meat

**Public health**
- **Meat**
  - **Inspection**
    - **Act & Regs.**
      - **Yes**
        - **Prolonged delayed evisceration not permitted**
        - **Footnote A(ii)**

- **Meat Inspection Act & Regs.**
- **Food and Drugs Act & Regs.**
- **Consumer Packaging and Labelling Act & Regs.**
- **Yes**
- **Footnote A(i)**

### 10. Wild game meat

**Animal health**

- **Deer**
  - **H of A Act and Regs.**
    - **Sec 40, 41**
    - **Yes**
    - **Statement of origin**

- **H of A Act and Regs.**
- **Directive 92/45 Decision 97/218**
- **Yes**
- **Footnote A(i)**

- **Rabbit**
  - **H of A Act and Regs.**
    - **Sec 40, 41**
    - **Yes**
    - **Statement of origin**

- **H of A Act and Regs.**
- **Directive 92/45 Decision 97/220**
- **Yes**

- **Porcine**
  - **H of A Act and Regs.**
    - **Sec 40, 41**
    - **Yes**
    - **Statement of origin**

- **H of A Act and Regs.**
- **Directive 92/45 Decision 97/220**
- **Yes**

- **Feathered**
  - **H of A Act and Regs.**
    - **Sec 40, 41**
    - **Yes**
    - **Statement of origin**

- **H of A Act and Regs.**
- **Directive 92/45 Decision 97/218**
- **Yes**
### Public health

<table>
<thead>
<tr>
<th>Directive</th>
<th>Meat Inspection Act &amp; Regs.</th>
<th>NE</th>
<th>Prohibited except for caribou, reindeer and muskox</th>
<th>EC requests Canada to consider amending legislation to include other species</th>
<th>Meat Inspection Act &amp; Regs.</th>
<th>NE</th>
<th>Canada to provide special conditions</th>
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<tbody>
<tr>
<td>92/45</td>
<td>Food and Drugs Act &amp; Regs.</td>
<td></td>
<td>Footnote A(II)</td>
<td></td>
<td>Food and Drugs Act &amp; Regs.</td>
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<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
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<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
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### 11. Fisheries products for human consumption

#### Animal health

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</thead>
<tbody>
<tr>
<td>(a) Dead eviscerated fish for human consumption</td>
<td>NE Yes 2</td>
<td></td>
<td>NE</td>
<td></td>
<td></td>
<td>NE Yes 2</td>
<td>NE</td>
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<tr>
<td>(b) Dead non eviscerated products for human consumption</td>
<td>NE Yes 2</td>
<td></td>
<td>NE</td>
<td></td>
<td></td>
<td>NE Yes 2</td>
<td>NE</td>
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<tr>
<td>(c) Live fish eggs for aquaculture</td>
<td>NE Yes 2</td>
<td></td>
<td>NE</td>
<td></td>
<td></td>
<td>NE Yes 2</td>
<td>NE</td>
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<tr>
<td>(d) Live fish for aquaculture (include finfish, molluscs, crustacea and other invertebrates</td>
<td>NE Yes 2</td>
<td></td>
<td>NE</td>
<td></td>
<td></td>
<td>NE Yes 2</td>
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11. **Fisheries products for human consumption (cont’d)**

<table>
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<th>Public health</th>
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</tr>
</thead>
<tbody>
<tr>
<td><strong>Fish and fishery products for human consumption</strong></td>
<td></td>
</tr>
<tr>
<td>Directive 91/493 and Decisions of application</td>
<td>Fish Inspection Regulations made under the Fish Inspection Act, R.S.C., 1985, c. F-12</td>
</tr>
<tr>
<td>Food and Drugs Act and Regulations</td>
<td>Consumer Packaging and Labelling Regulations (if packaged for retail sale)</td>
</tr>
<tr>
<td><strong>Live bivalve molluscs for human consumption, including echinoderms, tunicates and marine gastropods</strong></td>
<td></td>
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<tr>
<td>Directive 91/492</td>
<td>Fish Inspection Regulations made under the Fish Inspection Act, R.S.C., 1985, c. F-12</td>
</tr>
<tr>
<td>Food and Drugs Act and Regulations</td>
<td>Yes 2</td>
</tr>
</tbody>
</table>
12. **Live fish/shellfish and gametes**

|---------------|-----------------|----|-----------------|----|

13. **Milk and milk products for human consumption**

|---------------|-----------------|----|-----------------|----|

- Cattle including buffalo
  - Sheep
  - Goats

|---------------|-----------------|----|-----------------|----|

|---------------|-----------------|----|-----------------|----|

- Pasteurised

|---------------|-----------------|----|-----------------|----|

Canada requests EC to review requirement for official certificate, and to improve procedure for updating lists of approved establishments.
### Commodity: Milk and milk products for human consumption — Public health

<table>
<thead>
<tr>
<th></th>
<th>European Community exports to Canada</th>
<th></th>
<th>Canadian exports to the European Community</th>
</tr>
</thead>
<tbody>
<tr>
<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
<td>Special Conditions</td>
<td>Actions</td>
</tr>
<tr>
<td>EC Standards</td>
<td>Canadian Standards</td>
<td></td>
<td></td>
</tr>
<tr>
<td>− Not pasteurised (thermised only) and Raw Milk</td>
<td>Directive 92/46 H of A Act and Regs. Sec 34 Food and Drugs Act and Regulations (Section B008) Canada Agricultural Products Act and Dairy Products Regulations Consumer Packaging and Labelling Act and Regulations (if packaged for retail sale)</td>
<td>Yes 3 Products must meet the microbiological criteria as set out in the Food and Drugs Regulations and Dairy Products Regulations Only cheeses ripened for at least sixty days at greater than two degrees celsius Joint assessment of laboratory methodology to be completed EC requests that Canada consider a dossier, to be submitted by the EC, for cheese not matured for more than 60 days, and thus allow the possibility of export</td>
<td>Food and Drugs Act and Regulations (Section B008) Canada Agricultural Products Act and Dairy Products Regulations Consumer Packaging and Labelling Act and Regulations (if packaged for retail sale)</td>
</tr>
</tbody>
</table>
### 14. Milk and milk-based products not for human consumption

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Directive(s)</th>
<th>H of A Act and Regs.</th>
<th>Sec</th>
<th>Decision(s)</th>
<th>H of A Act and Regs</th>
<th>Decision(s)</th>
<th>Sec</th>
<th>Yes/No</th>
<th>H of A Act and Regs</th>
<th>Decision(s)</th>
<th>Sec</th>
<th>Yes/No</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cattle including buffalo</td>
<td>Directives 64/432 92/118</td>
<td>H of A Act and Regs. Sec 34</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 92/118 Decisions 95/341 95/342</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Canada requests that EC review clinical health and stage of lactation requirement</td>
</tr>
<tr>
<td>Sheep</td>
<td>Directive 92/118</td>
<td>H of A Act and Regs. Sec 34</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 92/118</td>
<td></td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Goats</td>
<td>Directive 92/118</td>
<td>H of A Act and Regs. Sec 34</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 92/118</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>All pasteurised or UHT or Sterilised</td>
<td>Directive 92/118</td>
<td>H of A Act and Regs. Sec 34</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 92/118</td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Un-pasteurised colostrum for pharmaceutical use</td>
<td>Directive 92/118</td>
<td>H of A Act and Regs. Sec 34</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 92/118</td>
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</table>

### 15. Minced meat

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Directive(s)</th>
<th>H of A Act and Regs.</th>
<th>Sec</th>
<th>Decision(s)</th>
<th>H of A Act and Regs</th>
<th>Decision(s)</th>
<th>Sec</th>
<th>Yes/No</th>
<th>H of A Act and Regs</th>
<th>Decision(s)</th>
<th>Sec</th>
<th>Yes/No</th>
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</thead>
<tbody>
<tr>
<td>Ruminants</td>
<td>Directives 64/432 72/461 72/462</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes</td>
<td></td>
<td>As defined in the Meat Inspection Regulations</td>
<td>H of A Act and Regs</td>
<td>Directive 72/462</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Equidae</td>
<td>Directives 64/432 72/461 72/462</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes</td>
<td></td>
<td>As defined in the Meat Inspection Regulations</td>
<td>H of A Act and Regs</td>
<td>Directive 72/462</td>
<td>Yes</td>
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<td></td>
<td></td>
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<tr>
<td>Pigs</td>
<td>Directives 64/432 72/461 72/462</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes</td>
<td></td>
<td>As defined in the Meat Inspection Regulations</td>
<td>H of A Act and Regs</td>
<td>Directive 72/462</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Poultry/ Wild game/ Farmed game</td>
<td>Directives 72/462 80/215 92/118 94/438</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes</td>
<td></td>
<td>H of A Act and Regs</td>
<td>Directive 94/438</td>
<td>Yes</td>
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</table>

- 15. Minced meat
### 15. Minced meat (cont'd)

<table>
<thead>
<tr>
<th>Public health</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Directive 94/65</td>
<td>Meat Inspection Act &amp; Regs</td>
<td>Yes 2</td>
<td>No trade in wild game minced meat</td>
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</tr>
<tr>
<td></td>
<td>Food and Drugs Act &amp; Regs</td>
<td></td>
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<tr>
<td></td>
<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
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<th>Public health</th>
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<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>Yes 3</td>
<td>Use of heart meat or mechanically recovered meat prohibited.</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>No trade in equidae/poultry/wild game/farmed game minced meat.</td>
</tr>
<tr>
<td></td>
<td></td>
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<td></td>
<td>Footnote A(i)</td>
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### 16. Meat preparations

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>— Ruminants</td>
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<tr>
<td>— Equidae</td>
<td>Directives 64/432</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>E</td>
<td>Canada to review</td>
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<td></td>
<td>72/461</td>
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<td>72/462</td>
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<tr>
<td>— Pigs</td>
<td>Directives 64/432</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>E</td>
<td>Canada to review</td>
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<td>72/462</td>
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<tr>
<td>— Poultry/ Wild game/ Farmed game</td>
<td>Directives 72/462</td>
<td>H of A Act and Regs. Sec 40—52</td>
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<td>Canada to review</td>
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<td></td>
<td>80/215</td>
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<td>92/118</td>
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<td></td>
<td>94/438</td>
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<table>
<thead>
<tr>
<th>Animal health</th>
<th>Trade conditions</th>
<th>Equiv. (Cat.)</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>— Ruminants</td>
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<tr>
<td>— Equidae</td>
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<tr>
<td>— Pigs</td>
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<td></td>
</tr>
<tr>
<td>— Poultry/ Wild game/ Farmed game</td>
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</tbody>
</table>
### Public health

<table>
<thead>
<tr>
<th>Directive</th>
<th>Description</th>
<th>Canada Policy</th>
<th>EC Policy</th>
</tr>
</thead>
</table>

### Animal casings for human consumption

#### Animal health

**— Cattle**
- Directives 64/432 72/461 72/462 92/118
- H of A Act and Regs. Sec 40—52 Directive AH-96-HPP-PHT-02
- Yes 2 Statement of origin

**— Sheep**
- Directives 64/432 72/461 72/462 92/118
- H of A Act and Regs. Sec 40—52 Directive AH-96-HPP-PHI-02
- Yes 2 Statement of origin

**— Goats**
- Directives 64/432 72/461 72/462 92/118
- H of A Act and Regs. Sec 40—52 Directive AH-96-HPP-PHI-02
- Yes 2 Statement of origin

**— Pigs**
- Directives 64/432 72/461 72/462 92/118
- H of A Act and Regs. Sec 40—52 Directive AH-96-HPP-PHI-02
- Yes 2 Statement of origin

**Public health**
- Directive 77/99
- Meat Inspection Act & Regs. Food and Drugs Act & Regs.
- Yes 2 Footnote A(ii)

**EC to evaluate Canadian submission on BSE status**
### 18. Animal casings not for human consumption

**Animal health**

<table>
<thead>
<tr>
<th>Species</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cattle</td>
<td>Directives 64/432, 72/461, 72/462, 92/118</td>
<td>H of A Act and Regs. Sec 40—52 Directive AH-96-HPP-PHI-02</td>
<td>Yes2 Statement of origin</td>
<td>EC requests that Canada accept that trade shall proceed on the basis of the OIE recommendations as outlined in Chapter 3.2.13 of the International Animal Health Code</td>
</tr>
</tbody>
</table>

### 19. Hides and skins

**Animal health**

<table>
<thead>
<tr>
<th>Species</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cattle</td>
<td>Directives 72/461, 72/462, 92/118</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes2 Statement of origin</td>
<td>H of A Act and Regs Directive 92/118 Decision 97/168 Yes2 Certificate as per Decision 97/168 Consider acceptance of treatment for hides</td>
</tr>
<tr>
<td>Sheep</td>
<td>Directives 72/461, 72/462, 92/118</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes2 Statement of origin</td>
<td>H of A Act and Regs Directive 92/118 Decision 97/168</td>
</tr>
<tr>
<td>Goats</td>
<td>Directives 72/461, 72/462, 92/118</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes2 Statement of origin</td>
<td>H of A Act and Regs Directive 92/118 Decision 97/168</td>
</tr>
<tr>
<td>Pigs</td>
<td>Directives 72/461, 72/462, 92/118</td>
<td>H of A Act and Regs. Sec 40—52</td>
<td>Yes2 Statement of origin</td>
<td>H of A Act and Regs Directive 92/118 Decision 97/168</td>
</tr>
</tbody>
</table>

---

**Legend:**
- EC Standards
- Canadian Standards
20. Canned petfood containing mammalian high/low risk material

| Animal health | Directives 90/667 92/118 | H of A Act and Regs. Sec 40—52 | Yes 2 | Special certification for BSE Statement of origin | EC requests Canada to accept that trade shall proceed on the basis of the OIE recommendations as outlined in Chapter 3.2.13 of the International Animal Health Code | H of A Act Manual of Procedures | Directive 92/118 Decisions 94/309 96/449 97/534 | Yes 3 | EC to evaluate Canadian submission on microbiological standard of final products | EC to evaluate Canadian submission on BSE status |

21. Canned petfood containing non-mammalian high/low risk material

| Animal health | Directives 90/667 92/118 | H of A Act and Regs. Sec 40—52 | Yes 2 | Statement of origin | H of A Act Manual of Procedures | Directive 92/118 Decision 94/309 | Yes 3 | EC to evaluate Canadian submission on microbiological standard of final products | EC to evaluate additional guarantees for petfood containing non-mammalian risk material | Canada to submit list of approved plants |

22. Canned petfood containing only low risk material


23. Dry and semi-moist petfood containing only low risk material

<table>
<thead>
<tr>
<th>Commodity</th>
<th>European Community exports to Canada</th>
<th>Canadian exports to the European Community</th>
</tr>
</thead>
<tbody>
<tr>
<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
<td>Trade conditions</td>
</tr>
<tr>
<td>EC Standards</td>
<td>Canadian Standards</td>
<td>EC Standards</td>
</tr>
<tr>
<td>Special Conditions</td>
<td>Actions</td>
<td>Special Conditions</td>
</tr>
</tbody>
</table>

24. Dry and semi-moist petfood containing low risk material and/or processed animal protein derived from mammalian high risk material

25. Dry and semi-moist petfood containing high/low risk material and/or processed animal protein derived from non-mammalian high risk
26. Bones and bone products for human consumption

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Directives</th>
<th>H of A Act and Regs.</th>
<th>EC requests Canada to accept that trade shall proceed on the basis of the OIE recommendations as outlined in Chapter 3.2.13 of the International Animal Health Code</th>
<th>H of A Act and Regs.</th>
<th>Directive 72/462 Decision 91/449</th>
<th>E</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Wild game and farmed game</td>
<td>Directives 91/495 92/45</td>
<td>H of A Act and Regs. Sec 40—44</td>
<td>E</td>
<td>H of A Act and Regs.</td>
<td>Directives 91/495 92/45</td>
<td>E</td>
</tr>
</tbody>
</table>

Public health

|------------|-----------------------------|-----------------------------|-----------------------------------------------------------------------------|-----------------------------|-----------------------------|-----------------------------------------------------------------------------|------------------------------------------|---|-------------------------------------------------|
### Commodity: Bones, horns and hooves (except meals) and their products not for human consumption

#### Animal health

- **Directives**: 90/667, 92/118
- **H of A Act and Regs.** Sec 40, 44, 45, Directive 90-03-AP-18
- **Special Conditions**: Yes
- **Certificate as per Decision 97/534**
- **Actions**: EC to examine Canadian submission on BSE status.

### Commodity: Processed animal protein for human consumption (‘other products’ as defined in Directive 77/99)

#### Animal health

- **Ruminants/equidae**
  - **Directives**: 64/432, 72/461, 72/462, 80/215
  - **H of A Act and Regs.** Sec 40, 41, 43, Directive AH-96-HPP-PHT-02
  - **Special Conditions**: Yes
  - **Certificate as per Decision 91/449**

- **Pigs**
  - **Directives**: 64/432, 72/461, 72/462, 80/215
  - **H of A Act and Regs.** Sec 40, 41, Directive AH-96-HPP-PHT-02
  - **Special Conditions**: Yes
  - **Certificate as per Decision 91/449**

- **Poultry**
  - **Directives**: 80/215, 92/118, 94/438
  - **H of A Act and Regs.** Sec 40, 41, Directive AH-96-HPP-PHT-02
  - **Special Conditions**: Yes
<table>
<thead>
<tr>
<th>Wild game and farmed game</th>
<th>Directives 91/495 92/45</th>
<th>H of A Act and Regs. Sec 40, 41</th>
<th>Yes 2</th>
<th>Statement of origin</th>
<th>H of A Act and Regs.</th>
<th>Directives 91/495 92/45</th>
<th>Yes 3</th>
</tr>
</thead>
</table>

|----------------------------|-------------------------|---------------------------------|-------|---------------------|---------------------|-------------------------|-------|

| 29. Processed animal protein of mammalian origin not for human consumption (feedingstuffs) |
|----------------------------|-------------------------|---------------------------------|-------|---------------------|---------------------|-------------------------|-------|

|----------------------------|-------------------------|---------------------------------|-------|---------------------|---------------------|-------------------------|-------|
30. Processed animal protein of non-mammalian origin not for human consumption (feedingstuffs)

<table>
<thead>
<tr>
<th>Animal health</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Canadian Standards</th>
<th>EC Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Directives 90/667 92/118</td>
<td>H of A Act and Regs. Sec 40-52</td>
<td>Permit required. For lab use</td>
<td>H of A Act Manual of Procedures</td>
<td>Yes 3</td>
<td>Directive 92/118 Decisions 94/309 96/449</td>
<td>E</td>
<td>EC to evaluate Canadian submission on microbiological standard of final products</td>
<td>EC to evaluate additional guarantees for petfood containing non-mammalian material</td>
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</tbody>
</table>

31. Serum of equidae

<table>
<thead>
<tr>
<th>Animal health</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Canadian Standards</th>
<th>EC Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
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<tbody>
<tr>
<td>Directive 92/118</td>
<td>H of A Act and Regs. Sec 40, 51</td>
<td>Yes 2</td>
<td>Permit required. For lab use</td>
<td>H of A Act and Regs.</td>
<td>Directive 92/118 Decision 94/143</td>
<td>E</td>
<td>No regulated if shelf stable and packaged for sale</td>
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</tbody>
</table>

32. Blood and blood products intended for human consumption ('other products' as defined in Directive 77/99)

<table>
<thead>
<tr>
<th>Animal health</th>
<th>EC Standards</th>
<th>Canadian Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
<th>Canadian Standards</th>
<th>EC Standards</th>
<th>Special Conditions</th>
<th>Actions</th>
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</thead>
<tbody>
<tr>
<td>Poultry</td>
<td>Directives</td>
<td>H of A Act and Regs.</td>
<td>Heat treatment and statement of origin</td>
<td>H of A Act and Regs.</td>
<td>Directives 91/494 92/118 Decision 96/405</td>
<td>Yes2</td>
<td>Not regulated if shelf stable and packaged for sale</td>
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<tr>
<td>---------</td>
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<tr>
<td>Wild game and farmed game</td>
<td>Directives 91/495 92/45 Decision 96/405</td>
<td>H of A Act and Regs.</td>
<td>Heat treatment and statement of origin</td>
<td>H of A Act and Regs.</td>
<td>Directives 91/495 92/45 Decision 96/405</td>
<td>Yes2</td>
<td>Not regulated if shelf stable and packaged for sale</td>
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</tr>
<tr>
<td></td>
<td>Food and Drugs Act &amp; Regs.</td>
<td>Consumer Packaging and Labelling Act &amp; Regs. (if packaged for retail sale)</td>
<td>Yes2</td>
<td>H of A Act and Regs.</td>
<td>Directives 77/99 92/118</td>
<td>Yes2</td>
<td>Footnote A(i)</td>
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33. Blood and blood products not intended for human consumption
<table>
<thead>
<tr>
<th>Commodity</th>
<th>European Community exports to Canada</th>
<th>Canadian exports to the European Community</th>
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<tr>
<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
<td>Special Conditions</td>
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<td>EC Standards</td>
<td>Canadian Standards</td>
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<tr>
<td>Animal health</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wild game and farmed game</td>
<td>Directives 91/495, 92/45</td>
<td>H of A Act and Regs. Sec 40 Directive AH-95-G-01</td>
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</tbody>
</table>

34. Lard and rendered fats intended for human consumption (‘other products’ as defined in Directive 77/99)
## 35. Lard and rendered fats not intended for human consumption

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Directives 90/667 92/118</th>
<th>H of A Act and Regs. Sec 40 Directive AH-95-G-01</th>
<th>E</th>
<th>H of A Act Manual of Procedures</th>
<th>Directives 90/667 92/118 Decision 97/534</th>
<th>Yes2</th>
<th>Specify tallow for oleochemical industry</th>
<th>EC to consider issue of decision exempting those products from 92/118 and 90/667</th>
<th>EC to evaluate Canadian submission on BSE status</th>
</tr>
</thead>
</table>

## 36. Raw material for feedingstuffs, pharmaceutical or technical use

|---------------|-----------------------------------------------|---------------------------------|------|-------------------|---------------------|-----------------------------------------------|------|-------------------|-----------------------------------------------|

### Public health

<table>
<thead>
<tr>
<th></th>
<th>Meat Inspection Act &amp; Regs.</th>
<th>NE</th>
<th>Meat Inspection Act &amp; Regs.</th>
<th>Directive 97/1</th>
<th>NE</th>
<th></th>
</tr>
</thead>
</table>

## 37. Apiculture products for apiculture

| Animal health | Directive 92/118 | H of A Act and Regs. Part VI. Industry consultation | Yes2 | Must be subjected to treatment, i.e. freeze drying, irradiation, vacuum packaging | Review conditions | H of A Act and Regs. DC Manual of Procedures, Honeybee prohibition order Directive AH-95-BP/PA-01 Section 57, H of A Regs. | Directive 92/118 Decision 94/860 | Yes2 | Bee products used for animal or human feed or industrial use is not restricted. Bee products used for bee feeding must be treated |
|---------------|------------------|-------------------------------------------------|------|-----------------|-------------------|---------------------------------------------|----------------|------|-------------------|-----------------------------------------------|


<table>
<thead>
<tr>
<th>Commodity</th>
<th>European Community exports to Canada</th>
<th>Canadian exports to the European Community</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Trade conditions</td>
<td>EC Standards</td>
</tr>
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<td></td>
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</tr>
<tr>
<td>38. Game trophies</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Animal health</td>
<td>Directives 72/462 92/118</td>
<td>H of A Act and Regs. Sec 40, 42</td>
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<td>39. Manure</td>
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<tr>
<td>40. Wool, feathers and hair</td>
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<tr>
<td>Animal health</td>
<td></td>
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</tr>
</tbody>
</table>
41. **Honey**

<table>
<thead>
<tr>
<th>Animal health</th>
<th>Directive 92/118</th>
<th>Nil</th>
<th>NE</th>
<th>Directive 92/118</th>
<th>NE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public health</td>
<td>Directive 92/118</td>
<td>Food and Drugs Act and Regulations (Sections B 18.025 to B 18.027)</td>
<td>NE</td>
<td>Food and Drugs Act and Regulations (Sections B 18.025 to B 18.027)</td>
<td>NE</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Canada Agricultural Products Act Honey Regulations Consumer Packaging and Labelling Act and Regulations (if packaged for retail sale)</td>
<td></td>
<td>Canada Agricultural Products Act Honey Regulations Consumer Packaging and Labelling Act and Regulations (if packaged for retail sale)</td>
<td></td>
</tr>
</tbody>
</table>

42. **Frogs' legs**

<table>
<thead>
<tr>
<th>Animal health</th>
<th>NE</th>
<th>Directive 92/118</th>
<th>NE</th>
<th>NE</th>
</tr>
</thead>
<tbody>
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<tr>
<td></td>
<td>Trade conditions</td>
<td>Equiv. (Cat.)</td>
<td>Special Conditions</td>
<td>Actions</td>
</tr>
<tr>
<td></td>
<td>EC Standards</td>
<td>Canadian Standards</td>
<td></td>
<td></td>
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<tr>
<td>43. Snails for human consumption</td>
<td></td>
<td></td>
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<tr>
<td>Animal health</td>
<td></td>
<td>E</td>
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<tr>
<td>44. Egg products intended for human consumption</td>
<td></td>
<td></td>
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</tr>
<tr>
<td></td>
<td>Canada Agricultural Products Act Egg Regulations Processed Egg Regulations Food and Drugs Act &amp; Regs.</td>
<td>NE</td>
<td>Canada Agricultural Products Act Egg Regulations Processed Egg Regulations Food and Drugs Act &amp; Regs.</td>
<td>NE</td>
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45. Gelatin for human consumption and technical use

<table>
<thead>
<tr>
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<td>Directive 92/118 Decision 97/534</td>
</tr>
</tbody>
</table>
APPENDIX III

FOOTNOTES

Footnote A

Fresh meat, meat products, poultry meat, game meat

I. CANADIAN EXPORTS TO THE EC:
   1. Hides must be removed from veal.
   2. Shrouds not to be used on carcases.
   4. Compliance with EC rules on decontamination.

II. EC EXPORTS TO CANADA:
   1. Compliance with Canada rules on post-mortem inspection for poultry.
FRONTIER CHECKS

Frequencies of frontier checks on consignments of live animals and animal products

The Parties may modify any frequency rate, within their responsibilities, as appropriate, taking into account the nature of any checks applied by the exporting Party prior to export, the importing Party’s past experience with products imported from the exporting Party, any progress made toward the recognition of equivalence, or as a result of other actions or consultations provided for in this Agreement.

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<td>Both Parties will perform documentary and identity checks on all consignments except for live crustaceans or fresh headed and degutted fish without other manual processing for which the identity check will be performed at the same rate as the physical check.</td>
<td></td>
</tr>
<tr>
<td>2. Physical checks</td>
<td></td>
</tr>
<tr>
<td>Live animals</td>
<td>100 %</td>
</tr>
<tr>
<td>Semen/embryos/ova</td>
<td>10 %</td>
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<tr>
<td>Animal products for human consumption</td>
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<td>Fresh meat including offal, and products of the bovine, ovine, caprine, porcine and equine species defined in Council Directive 92/5/EEC</td>
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<tr>
<td>Hatching eggs</td>
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<tr>
<td>Manure</td>
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<tr>
<td>Hay and straw</td>
<td></td>
</tr>
<tr>
<td><strong>Processed animal protein not for human consumption (bulked)</strong></td>
<td>100 % for six consecutive consignments (as per Regulation (EC) No 1774/2002), if these consecutive tests prove negative, random sampling shall be reduced to 20 % of subsequent bulk consignments from the same source. If one of these random sampling proves positive, the competent authority must sample each consignment from the same source until six consecutive tests again prove negative.</td>
</tr>
<tr>
<td><strong>Live bivalve molluscs (shellfish)</strong></td>
<td>15 %</td>
</tr>
<tr>
<td><strong>Fish and fishery products for human consumption</strong></td>
<td></td>
</tr>
<tr>
<td>Fish products in hermetically sealed containers intended to render them stable at ambient temperatures, frozen fish and dry and/or salted fisheries products, Other fishery products.</td>
<td>15 %</td>
</tr>
<tr>
<td>Live crustaceans or fresh headed and degutted fish without other manual processing</td>
<td>2 %</td>
</tr>
</tbody>
</table>

For the purposes of this Agreement, “consignment” means a quantity of products of the same type, covered by the same health certificate or document, conveyed by the same means of transport, consigned by a single consignee and originating from the same exporting Party or part of such Party.”
13. Wood shall not be used for pens for sick and suspect animals.

Pens for sick and suspect animals shall be sited and constructed to preclude contact with animals intended for slaughter for export to the EC and effluent from such pens shall not flow into adjoining pens or passageways.


15. Hides must be removed from veal.

16. Trichina testing of horsemeat and pigmeat in accordance with Directive 77/96/EEC.

17. Shrouds not to be used on carcases.

18. Compliance with EC rules on veterinary post-mortem and post-mortem inspection.


20. Compliance with EC rules on decontamination.

II. EC EXPORTS TO CANADA

1. Ensure separation of waste water and other effluents necessary to prevent backflow contamination.

2. Room temperatures not to exceed:
   - Cutting room: 10 °C,
   - Holding cooler: 4 °C,
   - Chilling cooler: 2 °C,
   - Freezer: -18 °C.

   Product temperatures for refrigerated meat products not to exceed 4 °C.

3. Continuous assessment of health status of employees. Details on systems in place in Member States to be provided.

4. Compliance with Canada rules on post-mortem inspection for poultry.

Footnote B

Fisheries products for human consumption

I. CANADIAN EXPORTS TO THE EC:

1. For identification purposes, products should bear the Canadian registration number of the production facility, in accordance with Chapter VII of the Appendix to Directive 91/493/EEC.

2. Processing plants must have automatic temperature recorders in frozen fish storage areas and non-hand operated wash-basins in processing areas.

3. Cooked shellfish must meet the microbiological standards established in Decision 93/51/EEC.

4. Aquaculture products must meet the maximum residue levels as prescribed by Council Regulation (EC) No 3277/90.

5. All shipments of live lobsters and eels must meet the requirements for export under the 'Canadian Live Fish Certification Protocol'.

II. EC EXPORTS TO CANADA

1. Products must be labelled with the approved EC number, as per Directive 91/493/EEC.

2. Products must meet the microbiological guidelines as defined by the Canadian bacteriological guidelines for fish and fish products.

3. Products must meet the Canadian guidelines for chemical contaminants and toxins in fish and fish products.
4. Smoked fish packed in hermetically sealed containers must be frozen or contain a salt level not less than 9% (water phase method).

5. Aquaculture products must meet the Canadian guidelines for therapeutant use.

Footnote C

Live bivalve molluscs for human consumption

I. CANADIAN EXPORTS TO THE EC:
1. The original harvest site must be within Canada.
2. Product must be destined for direct human consumption and not for wet storage, relaying or depuration in EC.
3. Labelling on each bag or container must be marked with the species of shellfish (common and scientific names), the official registration number identifying the processing plant (dispatch center) and the packing date.
4. Products must meet the microbiological and toxicological standards established in Chapter V of the Appendix to Directive 91/492/EEC.

II. EC EXPORTS TO CANADA:
1. The original harvest site must be within the EC.
2. Product must be destined for direct human consumption and not for wet storage, relaying or depuration in Canada.
3. Labelling on each bag or container must include the common name of the shellfish, date and area of harvest, name, address and registration number of the dispatch center.
4. Products must meet the microbiological guidelines as defined by the Canadian Bacteriological Guidelines for Fish and Fish Products.
5. Products must meet the Canadian Guidelines for Chemical Contaminants and Toxins in Fish and Fish Products.

Footnote D

Live bovine animals and bovine semen — IBR

Canada will certify in accordance with Article 3 of Commission Decision 93/42/EEC or Article 2 of Commission Decision 95/109/EC as appropriate for exports to Member States or regions of Member States which have been granted special conditions for intra-Community trade.

Footnote E

Live porcine animals and porcine semen — Aujeszky's disease

Canada will certify in accordance with Article 5 of Commission Decision 93/24/EEC or Article 4 of Commission Decision 93/244/EEC as appropriate for exports to Member States or regions of Member States which have been granted special conditions for intra-Community trade.
1. **General principles**

1.1. Audits should be made in cooperation between the auditing party (the ‘auditor’) and the audited party (the ‘auditee’) in accordance with the provisions set out in this Annex.

1.2. Audits should be designed to check the effectiveness of the controlling authority rather than to reject individual animals, groups of animals, consignments of food or establishments. The process can include study of the relevant regulations, method of implementation, assessment of the end result, including assessments conducted, as considered necessary, at establishments or facilities, level of compliance and subsequent corrective actions. Where an audit reveals a serious risk to animal or human health, the auditee shall take immediate corrective action.

1.3. The frequency of audits should be based on performance. A low level of performance should result in an increased frequency of audit; unsatisfactory performance must be corrected by the auditee to the auditor’s satisfaction.

1.4. Audits, and the decisions based on them, shall be made in a transparent and consistent manner.

2. **Principles relating to the auditor**

Those responsible for conducting the audit should prepare a plan, preferably in accordance with recognised international standards, that covers the following points:

2.1. the subject, depth and scope of the audit;

2.2. the date and place of the audit, along with a timetable up to and including the issue of the final report;

2.3. the language or languages in which the audit will be conducted and the report written;

2.4. the identity of the auditors including, if a team approach is used, the leader. Specialised professional skills may be required to carry out audits of specialised systems and programmes;

2.5. a schedule of meetings with officials and visits to establishments or facilities, as appropriate. The identity of establishments or facilities to be visited should be stated in advance, although additional or alternate facilities may be visited during the audit if it is considered necessary;

2.6. subject to provisions on freedom of information, respect of commercial confidentiality shall be observed by the auditor. Conflicts of interest must be avoided;

2.7. respect of the rules governing occupational health and safety.

This plan should be reviewed in advance with representatives of the auditee.

3. **Principles relating to the auditee**

The following principles apply to actions taken by the auditee, in order to facilitate audit.

3.1. The auditee must cooperate fully with the auditor and should nominate personnel responsible for this task. Cooperation may include, for example:

- access to all relevant regulations and standards,
- access to compliance programmes and appropriate records and documents,
- access to audit and inspection reports,
- documentation concerning corrective actions and sanctions,
- facilitating entry to establishments or facilities.
3.2. The auditee must operate a documented programme to demonstrate to the auditor that standards are being met on a consistent and uniform basis.

4. Procedures

4.1. Opening meeting

An opening meeting should be held between representatives of both parties. At this meeting the auditor will be responsible for reviewing the audit plan and confirming that adequate resources, documentation, and any other necessary facilities are available for conducting the audit.

4.2. Document review

The document review may consist of a review of the documents and records referred to in paragraph 3.1, the structures and powers of the auditee, and any relevant changes to food inspection and certification systems since the adoption of this Agreement or since the previous audit, with emphasis on the implementation of elements of the system of inspection and certification for animals or products of interest. This may include an examination of relevant inspection and certification records and documents.

4.3. On-site verification

4.3.1. The decision to include this step should be based upon an assessment of risk, taking into account factors such as the animals or products concerned, the history of conformity with requirements by the industry sector or exporting country, the volume of product produced and imported or exported, changes in infrastructure and the nature of the inspection and certification systems.

4.3.2. On-site verification may involve visits, which may be unannounced, to production and manufacturing facilities, food handling or storage areas and control laboratories to check on compliance with the information contained in the documentary material referred to in 4.2.

4.4. Follow-up audit

Where a follow-up audit is being conducted in order to verify the correction of deficiencies, it may be sufficient to examine only those points which have been found to require correction.

5. Working documents

Working documents may include checklists of elements to evaluate, such as the following:

— legislation,
— structure and operations of inspection and certification services,
— establishment details and working procedures (including any HACCP documentation),
— health statistics, sampling plans and results,
— compliance action and procedures,
— reporting and complaint procedures, and
— training programmes.

6. Closing meeting

A closing meeting shall be held between representatives of both Parties. At this meeting the auditor will present the findings of the audit. The information should be presented in a clear, concise manner so that the conclusions of the audit are clearly understood.

The Parties may discuss specific actions to be taken as the result of the findings.
7. **Audit report**

The auditor shall provide the auditee with a draft report of the audit generally within 60 days of the conclusion of the audit. To the extent possible, the report shall be presented in a standardised format to be agreed upon by the Parties in order to make the approach to audit more uniform, transparent and efficient. The report will assess the adequacy of the auditee’s enforcement and control programme and identify any deficiencies noted during the conduct of the audit. Thereafter, the auditee may within 60 days comment on the draft report and shall describe any specific corrective actions that will be taken, preferably with target dates for completion. Any comments made by the auditee shall be included in the final report.
ANNEX VII

CERTIFICATION

Official health certificates will cover consignments of live animals and/or animal products being traded between the Parties.

Health attestations:

(a) Equivalence agreed

Model health attestation to be used (‘yes 1’ for animal and/or public health).

‘The live animals or animal products herein described comply with the relevant European Community/Canadian standards and requirements which have been recognised as equivalent to the Canadian/European Community standards and requirements as prescribed in the Canadian/EC Veterinary Agreement. Specifically in accordance with (insert: exporting country’s legislation)’.

(b) Until certificates on the basis of equivalence have been adopted, existing certification shall continue to be used as set out in Annex V.

Language:

Exports from Canada: the official health certificate will be issued either in English or French or both as well as in one of the languages of the Member State in which the border inspection post is situated and where the consignment is presented.

Exports from the EC: the official health certificate will be issued in the language of the Member State of origin as well as either in English or French or both.
APPENDIX IV

ANNEX VIII

FRONTIER CHECKS

Frequencies of frontier checks on consignments of live animals and animal products

The Parties may modify any frequency rate, within their responsibilities, as appropriate, taking into account the nature of any checks applied by the exporting Party prior to export, the importing Party\'s past experience with products imported from the exporting Party, any progress made toward the recognition of equivalence, or as a result of other actions or consultations provided for in this Agreement.

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</tr>
<tr>
<td>Fish products in hermetically sealed containers intended to render them stable at ambient temperatures, frozen fish and dry and/or salted fisheries products, Other fishery products.</td>
<td>15 %</td>
</tr>
<tr>
<td>Live crustaceans or fresh headed and degutted fish without other manual processing</td>
<td>2 %</td>
</tr>
</tbody>
</table>

For the purposes of this Agreement, “consignment” means a quantity of products of the same type, covered by the same health certificate or document, conveyed by the same means of transport, consigned by a single consignee and originating from the same exporting Party or part of such Party.”
ANNEX IX

OUTSTANDING ISSUES

1. The Parties agree that the following areas are to be explored as part of a work programme:
   — contaminants (including microbiological standards),
   — food additives,
   — animal feeding stuffs,
   — medicated feeds and premixes,
   — labelling of foodstuffs,
   — nutritional labelling,
   — flavours,
   — processing aids,
   — chemicals originating from the migration of substances from packaging materials,
   — irradiation,
   — sanitary stamps,
   — zootechnical standards.

2. Canada has submitted a document outlining a proposed model for a risk based import inspection model. There is agreement between the Parties to explore the possibility of implementing this approach.

3. The Parties agree to discuss issues associated with the transit of live animals through the territory of the Parties.
ANNEX X

CONTACT POINTS FOR THE ADMINISTRATION OF THIS AGREEMENT

A Party may unilaterally amend its section of this Annex. Such amendments shall be notified to the other Party without delay, and shall come into force on the date specified in the notification, but shall not come into force prior to the date of the notification.

Pursuant to Article 14(3), the following are the contact points for each of the Parties.

For Canada

The initial contact point is:

Agriculture Counsellor
Agriculture Section
Canadian Mission to the European Union
Avenue de Tervuren/Tervurenlaan 2
B-1040 Brussels;

Telephone: (32) 2 741-0610 (Agriculture Counsellor)
(32) 2 741-0698 (Agricultural Affairs Assistant)
(32) 2 741-0611 (Switchboard)
Fax: (32) 2 741-0629

Other important contacts are:

For matters related to live animals, agri-food, fish, and seafood products:

Executive Director
Animal Products Directorate
Canadian Food Inspection Agency
59 Camelot Drive
Nepean, Ontario
K1A 0Y9

Telephone: (613) 225-2342
Fax: (613) 228-6631

For matters specifically related to fish health and diseases:

Director
Aquaculture and Oceans Science Branch
Department of Fisheries and Oceans
200 Kent Street
Ottawa, Ontario
K1A 0E6

Telephone: (613) 990-0275
Fax: (613) 954-0807

For matters related to human health:

Director General
Food Directorate
Health Protection Branch
Health Canada
Health Protection Building, Tunney’s Pasture
Ottawa, Ontario
K1A 0L2
For the Community

The initial contact point is:

The Director
DG VI.B.II Quality and Health
Commission of the European Communities
Rue de la Loi/Wetstraat 86 (Room 8/53)
Brussels;

Telephone: (32) 2 295 6838
Fax: (32) 2 296 4286