

**DECISION No 1/2001 OF THE EC-FAEROE ISLANDS JOINT COMMITTEE
of 31 January 2001^a**

**laying down the provisions to implement the Protocol on veterinary matters
supplementing the Agreement between the European Community, of the one part,
and the Government of Denmark and the Home Government of the Faeroe Islands,
of the other part
(2001/127/EC)**

THE EC-FAEROE ISLANDS JOINT COMMITTEE,

Having regard to the Agreement in the form of an Exchange of Letters between the European Community, of the one part, and the Government of Denmark and the Home Government of the Faeroe Islands, of the other part,

Having regard to the Protocol on veterinary matters supplementing the Agreement between the European Community, of the one part, and the Government of Denmark and the Home Government of the Faeroe Islands, of the other part (1), and in particular Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) The Parties to the supplementing Protocol wish to maintain the traditional flows of trade in animals and animal products, mainly fish products, between the Faeroe Islands and the European Community.

(2) Such trade should accordingly be conducted in compliance with Community veterinary rules.

(3) At its meeting in the Faeroe Islands on 14, 15 and 16 March 2000, the veterinary subgroup recommended the adoption of a list of Community provisions to be applied by the Faeroe Islands as a matter of priority by 1 February 2001.

(4) The Faeroe Islands undertake to accept animals and animal products from the Community under rules governing intra-Community trade, to apply Community rules for the import of animals and animal products from third countries and to send to the European Community only animals and animal products in conformity with Community rules,

HAS DECIDED AS FOLLOWS:

CHAPTER I

General provisions

Article 1

1. The Faeroe Islands shall accept live animals and animal products originating in the European Community under the conditions laid down for intra-Community trade.

2. The Faeroe Islands undertake to apply the relevant Community rules to imports of live animals and animal products from third countries.

3. The Faeroe Islands undertake to send to the territory of the European Community only live animals and animal products in conformity with the conditions laid down in this Decision.

Article 2

Trade between the Faeroe Islands and the European Community

1. Trade from the European Community to the Faeroe Islands shall be subject to the provisions laid down in Council Directives 90/425/EEC (1) and 89/662/EEC (2), as last amended, and their rules of application fixed in the relevant Commission decisions.

2. Trade from the Faeroe Islands to the European Community of live animals and animal products covered by this Decision shall be subject to the provisions laid down in Directives 90/425/EEC and 89/662/EEC, as last amended, and their rules of application fixed in the relevant Commission decisions.

3. The Faeroe Islands shall accept in the future — without prejudice to the possibility of resorting to Article 10(1) of Directive 90/425/EEC and Article 9(1) of Directive 89/662/EEC — the safeguard measures adopted by the Community. The practical arrangements for exchange of information shall be fixed by Commission and Faeroe Islands officials.

Article 3

Checks on live animals coming from third countries

1. Checks on live animals coming from third countries and destined for the Faeroe Islands shall be carried out at border inspection posts in Member States by their veterinary services in the name and on behalf of the Faeroe Islands authorities.

2. In the cases provided for, the integrated computerised veterinary system (TRACES) shall be used for all relevant notifications.

3. All imports of live animals into the Faeroe Islands shall be subject to veterinary checks as laid down in Council Directive 91/496/EEC^{*}, and its rules of application fixed in the relevant Commission Decisions.

If the results of the checks referred to in the first paragraph are satisfactory, the veterinary services shall issue a Common Veterinary Entry Document (CVED) for each consignment.

The Customs services shall ensure that the necessary sanitary fees as set down in Regulation (EC) No 882/2004 of the European Parliament and of the Council^{**} are paid before the customs transit operations start.^c

^{*} OJ L 268, 24.9.1991, p. 56.

Article 4

Checks on animal products coming from third countries

1. The Faeroe Islands undertake to apply the provisions laid down in Council Directive 97/78/EC (4), as last amended, and its rules of application fixed in the relevant Commission decisions.
2. The Faeroe Islands undertake to establish a border inspection post, located at Tórshavn, competent for animal products. The Faeroe Islands authorities shall submit to the Food and Veterinary Office the draft plan for consideration. They shall inform the Commission of the date when the initially selected border inspection post will be functioning. The final approval of the border inspection post shall be made by the veterinary subgroup at the latest two years after the aforesaid date.

Article 5

Financing of checks

The Faeroe Islands undertake to apply the provisions of Article 27 of Regulation (EC) No 882/2004 as regards fees for the following areas:

- In Annex IV, Chapter V for fishery products covered by Regulation (EC) No 853/2004 of the European Parliament and of the Council^{*},
- In Annex IV, Chapter V to ensure that the controls provided for in Council Directive 96/23/EC^{**} on aquaculture animals are carried out,
- In Annex V Chapters I (meat), II (fish) and III (other animal products) for animal products imported from third countries,
- In Annex V Chapter V for live animals imported from third countries,
- In Annex VI to cover the checks for the aquaculture animals, products of animal origin and live registered equidae covered by Directive 90/425/EEC.^c

Article 6

Mutual assistance

The Faeroe Islands undertake to apply the provisions laid down in Council Directive 89/608/EEC (2).

Article 7

^{**} OJ L 191, 28.5.2004, p. 1.

^{*} OJ L 139, 30.4.2004, p. 55.

^{**} OJ L 125, 23.5.1996, p. 10.

Information systems

1. The Faroe Islands shall use the integrated computerised veterinary system (TRACES) to notify Member States of movements and trade of live animals or products of animal origin, where required under the Community provisions.

The practical arrangements for the Faroe Islands participation in this system shall be settled between Commission and Faroese officials.

2. The Faroe Islands shall implement Council Directive 82/894/EEC* and they shall take part in the Animal Disease Notification System (ADNS).

The practical arrangements for the participation of the Faroe Islands shall be settled between Commission and Faroe Islands officials.^c

Article 8

The provisions of this Chapter shall apply without prejudice to the specific provisions of Chapter II.

CHAPTER II

Specific provisions

Article 9

Exchange of fisheries products

1. The Faeroe Islands undertake to apply the provisions laid down in Council Directives 91/493/EEC and 92/48/EEC (3), as last amended, and their rules of application fixed in the relevant Commission decisions.

The inspection conditions provided for in Article 8 of Directive 91/493/EEC shall apply to the Faeroe Islands.

2. The Faeroe Islands shall use 'FO' as the identification mark provided for in Chapter VII, first indent, of the Annex to Directive 91/493/EEC.

For the notification of lists of establishments and amendments to this list the Faeroe Islands shall apply Article 7(3) of Directive 91/493/EEC. The practical arrangements for the exchange of information shall be fixed by Commission and Faeroe Islands officials.

3. The Faeroe Islands agree to apply, in the future, the conditions for imports from third countries fixed by European Community legislation for third country imports.

The practical arrangements for the communication of the list of establishments and the amendments to this list shall be fixed by Commission and Faeroe Islands officials.

* OJ L 378, 31.12.1982, p. 58

Article 10

Exchange of live bivalve molluscs

1. The Faeroe Islands undertake to apply the provisions laid down in Council Directive 91/492/EEC (4), as last amended, and its rules of application fixed in the relevant Commission decisions.

The inspection conditions provided for in Article 6 of Directive 91/492/EEC shall apply to the Faeroe Islands.

2. For the notification of lists of establishments and amendments to this list, the Faeroe Islands shall apply Article 5(1)(a) and (2)(a) of Directive 91/492/EEC. The practical arrangements for the exchange of information shall be fixed by Commission and Faeroe Islands officials
3. The Faeroe Islands agree to apply, in the future, the conditions for imports from third countries fixed by European Community legislation for third country imports.

The practical arrangements for the communication of the list of establishments within the meaning of Directive 91/492/EEC and the amendments to this list shall be fixed by Commission and Faeroe Islands officials.

Article 11

Exchange of aquaculture products

1. Control measures

The Faeroe Islands undertake to apply the measures provided for by Council Directive 93/53/EEC (1), as last amended, and its rules of application fixed in the relevant Commission decisions.

The Faeroe Islands shall undertake to establish a national reference laboratory. Pending the establishment of such a laboratory, they shall undertake to find an arrangement with a national reference laboratory as provided for in Article 12(4) of Directive 93/53/EEC. As soon as possible, the Faeroe Islands shall give to the Commission confirmation that such an arrangement exists.

The Faroe Islands have submitted to the veterinary sub-group a contingency plan in accordance with Article 15 of Directive 93/53/EEC. The contingency plan includes a withdrawal scheme in accordance with Article 6 of Directive 93/53/EEC. The contingency plan and withdrawal scheme submitted in September 2004 are approved with the procedures for vaccination laid down in that plan. Later updates of the plan shall be submitted for approval to the Commission after notification to the Member States within the Standing Committee for the Food Chain and Animal Health.^b

The inspection conditions provided for in Article 16 of Directive 93/53/EEC shall apply to the Faeroe Islands.

^b

2. Trade and placing on the market of aquaculture animals and products

The Faeroe Islands undertake to apply the measures provided for by Council Directive 91/67/EEC (3), as last amended, and its rules of application in the relevant Commission decisions.

The following procedure will apply to the granting of status as provided for in Directive 91/67/EEC:

— submission by the Faeroe Islands of a request with all appropriate justifications to the veterinary subgroup,

— approval by the veterinary subgroup,

— later updates by the Commission after notification to the Member States within the Standing Veterinary Committee.

The examination of a possible request from the Faeroe Islands concerning their status regarding infectious salmon anaemia, viral haemorrhagic septicaemia and infectious haematopoietic necrosis, will be made on the basis of the same criteria as those for similar requests from Member States.

The inspection conditions provided for in Article 22 of Directive 91/67/EEC shall apply to the Faeroe Islands.

3. Imports from third countries

The Faeroe Islands agree to apply, in the future, the conditions for imports from third countries fixed by European Community legislation for third country imports.

Article 12

Exchange of fish meal intended for animal feeding stuff

1. Placing on the market

The Faeroe Islands undertake to apply the provisions laid down in Council Directive 90/667/EEC (1), as last amended, and its rules of application fixed in the relevant Commission decisions.

The inspection conditions provided for in Article 12 of Directive 90/667/EEC shall apply to the Faeroe Islands.

For the notification of lists of establishments and amendments to this list the Faeroe Islands shall apply Article 11 of Directive 90/667/EEC. The practical arrangements for the exchange of information shall be fixed by Commission and Faeroe Islands officials.

2. Trade

The provision of Annex 1, Chapter 6(I)A, second indent, of Council Directive 92/118/EEC (2) shall apply.

3. Imports from third countries

The Faeroe Islands agree to apply the conditions for imports from third countries fixed by the European Community legislation for third country imports.

The practical arrangements for the communication of the relevant information shall be fixed by Commission and Faeroe Islands officials.

Article 12a

Imports and movements of registered equidae

1. The Faroe Islands undertake to establish at the approved border inspection post located at Tórshavn an inspection centre suitable for handling registered equidae, imported directly from Iceland. The facilities at the inspection centre shall meet the construction and animal welfare requirements for approval laid down in Annex A to Directive 91/496/EEC.

Prior to constructing the premises, the competent authorities of the Faroe Islands shall submit to the European Commission the draft plan of this centre for consideration and comment.

Once the agreed facility is constructed, the Faroe Islands shall inform the Commission.

2. By way of derogation from Article 3(1), the checks of registered equidae imported directly from Iceland shall be carried out in accordance with Directive 91/496/EEC and its rules of application laid down in Commission Decision 97/794/EC* by the veterinary services of the Faroe Islands at the inspection centre referred to in paragraph 1.

3. The movements of registered equidae between the Faroe Islands and the Member States shall be carried out on the basis of the rules laid down in Chapter II of Council Directive 90/426/EEC** and following the checks carried out in accordance with Directive 90/425/EEC.^c

Article 13

Control of residues, prohibition of use of certain hormonal substances and beta agonists, use of medicated feeding stuffs

1. For the Faeroe Islands stock farming within the meaning of Council Directives 96/22/EC (3), 96/23/EC and 90/167/EEC (4) shall concern only aquaculture.

2. The Faeroe Islands undertake to apply the provisions laid down in Directives 96/22/EC, 96/23/EC and 90/167/EEC, as last amended, and their rules of application fixed in the relevant Commission decisions.

3. The Faeroe Islands agree to apply the conditions for imports from third countries fixed by European Community legislation for third country imports.

4. The practical arrangements for the communication of the relevant information shall be fixed by Commission and Faeroe Islands officials.

5. The Faeroe Islands shall submit to the veterinary subgroup, for approval, plans which conform to Directive 96/23/EC. Later updates shall be approved by the Commission after notification to the Member States within the Standing Veterinary Committee.

* OJ L 323, 26.11.1997, p. 31.

** OJ L 224, 18.8.1990, p. 42.

The inspection conditions provided for in Article 21 of Directive 96/23/EC shall apply to the Faeroe Islands.

Article 14

Exchange of other products

The Faeroe Islands undertake to apply the provisions laid down in Annex 1, Chapter XV, of Directive 92/118/EEC, as last amended, and its rules of application fixed in the relevant Commission decisions for unprocessed sheep's wool.

CHAPTER III

Final provisions

Article 15

1. The Faeroe Islands undertake to fulfil the conditions laid down in Chapters I and II by 1 February 2001.
2. The Faeroe Islands shall inform the Commission no later than 31 December 2000 that they have taken the necessary steps to implement this Decision.
3. If the Faeroe Islands encounter unforeseen difficulties, they shall inform the Commission thereof before 1 September 2000. The Joint Committee shall consider the question with a view to amending this Decision.

4. The Faeroe Islands shall apply the Community provisions set out in the Annex to this Decision before ...⁺.

The Faeroe Islands shall inform the Commission by ...⁺⁺ that they have taken the necessary steps to implement those provisions.^c

Article 16

This Decision shall enter into force on the first day of the month following that of its adoption.

Done at Brussels, 31 January 2001.

For the Joint Committee
The President
Richard VAN RAAN

⁺ OJ: date of adoption of this Decision.

⁺⁺ OJ: two weeks after the date of publication of this Decision.

ANNEX^b

Community provisions as referred to in Article 15(4):

- 1) Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market (OJ L 224, 18.8.1990, p. 29);
- 2) Council Directive 90/426/EEC of 26 June 1990 on animal health conditions governing the movement and import from third countries of equidae (OJ L 224, 18.8.1990, p. 42);
- 3) Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ L 224, 18.8.1990, p. 55);
- 4) Commission Decision 92/260/EEC of 10 April 1992 on animal health conditions and veterinary certification for temporary admission of registered horses (OJ L 130, 15.5.1992, p. 67);
- 5) Commission Decision 93/195/EEC of 2 February 1993 on animal health conditions and veterinary certification for the re-entry of registered horses for racing, competition and cultural events after temporary export (OJ L 86, 6.4.1993, p. 1);
- 6) Commission Decision 93/196/EEC of 5 February 1993 on animal health conditions and veterinary certification for imports of equidae for slaughter (OJ L 86, 6.4.1993, p. 7);
- 7) Commission Decision 93/197/EEC of 5 February 1993 on animal health conditions and veterinary certification for imports of registered equidae and equidae for breeding and production (OJ L 72, 21.3.1996, p. 40);
- 8) Commission Decision 93/623/EEC of 20 October 1993 establishing the identification document (passport) accompanying registered equidae. OJ L 298, 3.12.1993, p. 45);

- 9) Commission Decision 2000/68/EC of 22 December 1999 amending Commission Decision 93/623/EEC and establishing the identification of equidae for breeding and production (OJ L 23, 28.1.2000, p. 72);
- 10) Commission Decision 2004/211/EC of 6 January 2004 establishing the list of third countries and parts of territory thereof from which Member States authorise imports of live equidae and semen, ova and embryos of the equine species, and amending Decisions 93/195/EEC and 94/63/EC (OJ L 73, 11.3.2004, p. 1);
- 11) Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97 (OJ L 3, 5.1.2005, p. 1).^c

^aAmended by [Decision No 1/2001](#) laying down provisions to implement the Protocol on veterinary matters supplementing the Agreement

^b Amended by [Decision No 2/2005](#) amending Decision No 1/2001 laying down provisions to implement the Protocol on veterinary matters supplementing the Agreement

^c Amended by [Decision No 1/2008](#) amending Decision No 1/2001 laying down provisions to implement the Protocol on veterinary matters supplementing the Agreement