



EUROPEAN COMMISSION
DIRECTORATE GENERAL FOR HEALTH AND FOOD SAFETY

Crisis preparedness in food, animals and plants
Unit G.4 Official controls

Minutes
Expert Group
"Official Controls Regulation (EU 2017/625)"

Tuesday 24 October 2023, **12H30 – 13H00**
Skype call

EXPERT GROUP

1	12:30-13:00	Updates on ongoing work on delegated acts (CHED-N, quantity management)	<p>The Commission informed that the interservice consultation for a draft Delegated Regulation amending Delegated Regulation (EU) 2019/1602 as regards the date of application and the cases where customs authorities are required to deduct the quantities stated in the customs declaration from the total allowed quantity declared in the Common Health Entry Document (CHED) was closed on 16/10/2023. The draft underwent only formal changes compared to the last version presented in the OCR Expert Group of 27/6/2023. The draft is expected to be adopted by the Commission in December 2023 at the latest. It will enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and to the Council as provided in Article 144(6) OCR.</p> <p>As regards CHED-N, the Commission informed of the outcome of the interservice consultation (ISC). First, there is a lack of legal basis to provide for a new CHED format, in addition to existing CHED formats, for goods subject to Articles 44 to 46 OCR, in an amendment of the IMSOC Regulation. Accordingly, DG SANTE is exploring together with DG TAXUD and the Legal Services the possibility to establish in a Delegated Act under Article 45(4) OCR that operators are to notify the arrival of the consignments via an electronic notification of arrival in TRACES where official controls performed by the competent authorities and the decision on the consignment are recorded as well, following standardised</p>
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information. This electronic notification of arrival should have the same functionalities as those foreseen for CHED-N, including the CERTEX interconnection for the purposes of release for free circulation.

Second, there is a need to further justify why the notification of arrival is justified for the categories of goods included in the scope of the draft Delegated Regulation.

One Member State asked whether the use of CHED-N will be mandatory for food contact materials and whether there will be a deadline for the competent authorities to finalise the CHED-N. The Commission recalled that the use of the CHED-N is not mandatory in the sense that in accordance with Article 45(4) OCR it is for the Member States to decide whether to request the notification of arrival. However, in case the notification of arrival is requested by the Member States, the use of IMSOC for the notification of arrival will be mandatory. There is no deadline foreseen to record the outcome of official controls in the CHED-N, but according with the OCR the competent authorities should act diligently.

As next steps, the Commission requested Member States that established the requirement of notification of arrival for the categories of goods in the scope of the draft Delegated Regulation to send swiftly written contributions to the Commission explaining the reasons underpinning those measures. It is expected that the ISC is finalised in the course of November 2023 and the outcome will be discussed with Member States in the next meeting of the OCR group.