



# Official Controls Regulation: implementation of empowerment in Article 77.1(h)

Performance of specific controls on consignments  
returning EU animals and goods to the Union

**Preliminary views –  
no decision is undertaken to take this initiative**

DG SANTE - Unit G3  
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## Article 77.1(h) Rules for specific official controls

The Commission **shall adopt delegated acts to supplement OCR** concerning rules for the performance of specific official controls and measures in cases of non-compliance for consignments of categories of animals and goods referred to in points (a), (b) and (c) of Article 47(1) **originating from, and returning to the Union following a refusal of entry by third country.**

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## Regulation for animals referred in point (a) of Article 47(1)

- *In cases of re-import import conditions must be fulfilled*

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## Regulation for goods referred in point (b) and (c) of Article 47(1)

- *At the moment specific requirements for goods referred in point (b) of Article 47(1) are defined in Articles 8 and 15 of Directive 97/78/EC*
- *It is proposed to keep the same requirements, some questions for discussion*
  
- *At the moment there is no specific requirements for goods referred in point (c) of Article 47(1)*
- *It is proposed for discussion to introduce similar requirements as for goods referred in point (b) of Article 47(1)*

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## Regulation for goods referred in point (b) and (c) of Article 47(1)

- **Consignments accompanied by:**

- original/authenticated copy certificate
- certificate from the carrier stating that the content has not been handled or unloaded (in the case of sealed containers)\*

- **Together with:**

- details of the reasons for refusal
- guarantee that the conditions governing the storage and transport of products have been observed\*
- stating that the products concerned have not undergone any handling\*

\* - only for goods referred in point (b) of Article 47(1)

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- **Transported:**

- directly to the establishment of origin
- under customs supervision
- sealed by the CA so that the seals will be broken whenever the container is opened
- in leak-proof means of transport \*

- **A documentary and identity check and if necessary a physical check carried out**

\* - only for goods referred in point (b) of Article 47(1)

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- The CA of the destination has been informed via IMSOC
- At the destination:
  - Competent authority notified by FBO
  - Confirmation to entry BCP in 15 days

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## Points to be discussed:

- Is it necessary original/authenticated copy certificate **or** simple copy of certificate if any?
  - To be sent directly to the establishment of origin **or** to another destination if requested by FBO?
  - Guarantee that the conditions governing the storage have been observed **or** NO storage allowed in premises in third country?\*
- \* - only for goods referred in point (b) of Article 47(1)

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***Thank you for your attention!***

