

AGREEMENT

**between the European Community and New Zealand on sanitary measures applicable to trade
in live animals and animal products**

THE EUROPEAN COMMUNITY,

of the one part, and

NEW ZEALAND,

of the other part,

hereinafter referred to as 'the Parties'.

WHEREAS the Parties acknowledge that their systems of sanitary measures are intended to provide comparable health assurances;

REAFFIRMING their commitment to the rights and obligations established pursuant to the WTO Agreement on the Application of Sanitary and Phytosanitary Measures (hereinafter referred to as 'the SPS Agreement');

DESIRING to facilitate trade in live animals and animal products between the European Community (hereinafter referred to as 'the Community') and New Zealand while safeguarding public and animal health and thereby meeting consumer expectations in relation to the wholesomeness of food products;

DESIRING to resolve other veterinary issues applicable to trade in live animals and animal products between the Community and New Zealand;

RESOLVED 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 New Zealand 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 3

Multilateral obligations

Nothing in this Agreement or the Annexes shall limit the rights or obligations of the Parties pursuant to the Agreement establishing the World Trade Organization and its Annexes, and in particular the SPS Agreement.

Article 4

Scope

1. The scope of this Agreement shall be limited initially to the sanitary measures applied by either Party to the live animals and animal products listed in Annex I, except as provided for in paragraphs 2 and 3.

2. Unless otherwise specified under the provisions set out in the Annexes to this Agreement and without prejudice to Article 11, this Agreement shall not apply to sanitary measures related to food additives (all food additives and colours), sanitary stamps, processing aids, flavours, irradiation (ionization), contaminants (including

Article 2

General provisions

The provisions set out in this Agreement shall apply in respect of trade between the Community and New Zealand in live animals and animal products.

The jointly determined arrangements for the application of this Agreement by the Parties are set out in the Annexes.

microbiological standards), transport, chemicals originating from the migration of substances from packaging materials, labelling of foodstuffs, nutritional labelling, medicated feeds and premixes.

3. The Parties may also 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.

4. 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 5

Definitions

For the purposes of this Agreement the following definitions shall apply:

- (a) live animals and animal products: means the live animals and animal products covered by the provisions listed in Annex I;
- (b) sanitary measures: means sanitary measures as defined in Annex A, paragraph 1, of the SPS Agreement falling within the scope of this Agreement;
- (c) appropriate level of sanitary protection: means the level of protection as defined in Annex A, paragraph 5, of the SPS Agreement;
- (d) region: means 'zones' and 'regions' as defined in the Animal Health Code of the Office international des épizooties;
- (e) responsible authorities:
 - (i) New Zealand — the authorities described in Part A of Annex II;
 - (ii) European Community — the authorities described in Part B of Annex II.

Article 6

Adaptation to regional conditions

1. The Parties recognize for trade between them regional freedom from the animal diseases specified 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 this status. The Party concerned

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 recognize regionalization decisions taken in accordance with criteria as defined in Annex IV as the basis for trade from a Party within which an area is affected by one or more of the diseases listed in Annex III.

Article 7

Equivalence

1. The recognition of equivalence requires an assessment and acceptance of:

- the legislation, standards and procedures, as well as the programmes in place to allow control and to ensure domestic and importing countries' requirements are met;
- the documented structure of the relevant responsible authority(es), their powers, their chain of command, their *modus operandi* and the resources available to them;
- the performance of the relevant responsible authority in relation to the control programme and assurances.

In this assessment, the Parties shall take account of experience already acquired.

2. Equivalence shall be applied in relation to sanitary measures for live animal 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, inspection and/or hygiene requirements.

Article 8

Determination of equivalence

1. In reaching a determination of whether a sanitary measure applied by an exporting Party achieves the importing Party's appropriate level of sanitary protection, the Parties shall follow a process that includes the following steps:

- (i) the identification of the sanitary measure(s) for which recognition of equivalence is sought;
- (ii) the explanation by the importing Party of the objective of its sanitary measure(s), including an assessment, as appropriate to the circumstances, of the risk, or risks, that the sanitary measure(s) is

intended to address, and identification by the importing Party of its appropriate level of sanitary protection;

- (iii) the demonstration by the exporting Party that its sanitary measure(s) achieves the importing Party's appropriate level of sanitary protection;
- (iv) the determination by the importing Party of whether the exporting Party's sanitary measure(s) achieves its appropriate level of sanitary protection;
- (v) the importing Party shall accept the sanitary measure(s) of the exporting Party as equivalent if the exporting Party objectively demonstrates that its measure(s) achieves the importing Party's appropriate level of protection.

2. Where equivalence has not been recognized, trade may take place under the conditions required by the importing Party to meet its appropriate level of protection as set out in Annex V. 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.

Article 9

Recognition of 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 respective sanitary measures are recognized as equivalent for trade purposes. The Parties shall take the necessary legislative/administrative actions to implement recognition of equivalence to allow trade on that basis within three months.

2. Annex V also lists those sectors, or parts of sectors, for which the Parties apply differing sanitary measures and have not concluded the assessment provided for in Article 7. Based on the process described in Articles 7 and 8, the actions set out in Annex V shall be taken to enable the assessment to be completed by the indicative dates indicated therein. The Parties shall take the necessary legislative/administrative actions to implement recognition of equivalence within three months of the date of recognition. Pending recognition, trade shall take place under the conditions set out in Annex V.

3. Each consignment of live animals or animal products for which equivalence has been recognized presented for import will be accompanied, unless not required, by an official health certificate, the model attestation for which is prescribed in Annex VII. The Parties may jointly determine principles or guidelines for certification. Any such principles shall be included in Annex VII.

Article 10

Verification

1. To maintain confidence in the effective implementation of the provisions of this Agreement, each Party shall have the right to carry out audit and verification procedures of the exporting Party, which may include:

- (a) an assessment of all or part of the responsible authorities' total control programme, including, where appropriate, reviews of the inspection and audit programmes; and
- (b) on the spot checks.

These procedures shall be carried out in accordance with the provisions of Annex VI.

2. Each Party shall also have the right to carry out frontier checks on consignments on importation, the results of which form part of the verification process.

3. For the Community:

- the Community shall carry out the audit and verification procedures provided for in paragraph 1,
- the Member States shall carry out the frontier checks provided for in paragraph 2.

4. For New Zealand, the New Zealand authorities shall carry out the audit and verification procedures and frontier checks provided for in paragraphs 1 and 2.

5. On the mutual consent of the Parties to this Agreement, either Party may:

- (a) share the results and conclusions of its audit and verification procedures and frontier checks with countries that are not parties to this Agreement, or
- (b) use the results and conclusions of the audit and verification procedures and frontier checks of countries that are not parties to this Agreement.

Article 11

Frontier checks and inspection fees

1. The frequencies of frontier checks, as referred to in Article 10 (2), on imported live animals and animal products shall be as set out in Annex VIII A. The Parties may amend the frequencies, within their responsibilities, as appropriate as a result of progress made in accordance with Annex V and Annex IX, or as a result of other actions or consultations provided for in this Agreement.

2. The physical checks applied shall be based on the risk associated with such importations.

3. In the event that the checks reveal non-conformity with the relevant standards and/or requirements, the action taken by the importing Party should be based on an assessment of the risk involved. Wherever possible, the importer or his representative shall be given access to the consignment and the opportunity to contribute any relevant information to assist the importing Party in taking a final decision.

4. Inspection fees may be collected for the costs incurred in frontier checks. Provisions in relation to inspection fees are prescribed in Annex VIII B.

Article 12

Notification

1. The Parties shall notify each other of:

- significant changes in health status such as the presence and evolution of diseases in Annex III within 24 hours,
- findings of epidemiological importance with respect to diseases which are not in Annex III or new diseases without delay,
- 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 preventive policies, including vaccination policies.

2. The notifications referred to in paragraph 1 shall be made in writing to the contact points established in accordance with Article 15 (4).

3. In cases of serious and immediate concern with respect to public/animal health, oral notification shall be made to the contact points established in accordance with Article 15 (4), and written confirmation should follow within 24 hours.

4. Where either Party has serious concerns regarding a risk to animal or public health, consultations regarding the situation shall, on request, take place as soon as possible, and in any case within 14 days. Each Party shall endeavour in such situations to provide all the information necessary to avoid a disruption in trade, and to reach a mutually acceptable solution.

Article 13

Safeguard clause

Without prejudice to Article 12, and in particular paragraph 4, either Party may, on serious public or

animal health grounds, take provisional measures necessary for the protection of public or animal health. These measures shall be notified within 24 hours to the other Party and, on request, consultations regarding the situation shall be held within 14 days. The Parties shall take due account of any information provided through such consultations.

Article 14

The principles of this Agreement shall also be applied to address outstanding issues falling within its scope 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 15

Information exchange and submission of scientific research and data

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, achievement of these objectives may be enhanced by exchanges of officials.

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

- opportunity to consider proposals for changes in regulatory standards or requirements which may affect this Agreement in advance of their finalization. Where either Party considers it necessary, proposals may be dealt with in accordance with Article 16 (3),
- briefing on current developments affecting trade in live animals and animal products,
- information on the results of the verification procedures provided for in Article 10.

3. The Parties shall provide for the submission of scientific papers or data to the relevant scientific forums to substantiate their views/claims. Such evidence shall be evaluated by the relevant scientific forums in a timely manner, and the results of that examination shall be made available to both Parties.

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

*Article 16***Joint management committee**

1. A joint management committee (hereinafter referred to as 'the Committee') consisting of representatives of the Parties shall be established, which 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. Modifications to the Annexes will be jointly determined.

3. The Parties may 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 needed, the Parties may also establish *ad hoc* technical or scientific working groups, whose membership need not be restricted to representatives of the Parties.

*Article 17***Territorial application**

The territorial application of this Agreement shall be as follows:

Done at Brussels, this seventeenth day of December in the year one thousand nine hundred and ninety-six.

For the European Community

For New Zealand

(a) the Community: to the territories in which the Treaty establishing the European Community is applied and under the conditions laid down in that Treaty;

(b) New Zealand: to all territorial areas of New Zealand. However this Agreement shall not apply to Tokelau.

*Article 18***Final provisions**

1. This Agreement shall be approved by the Parties in accordance with their respective procedures.

This Agreement shall enter into force on the first day of the month following the date on which the Parties notify each other in writing that the procedures mentioned in the preceding subparagraph have been completed.

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

3. Either Party may, at any time, propose amendments to this Agreement. Any agreed amendments shall enter into force on the first day of the month following the date on which the Parties notify each other in writing that their respective internal procedures for the approval of amendments have been completed.

4. Either Party may denounce this Agreement by giving at least six months' notice in writing. In such an event, the Agreement shall come to an end on the expiry of the period of notice.

5. This Agreement shall be drawn up in two copies in the English language, each of these texts being equally authentic.

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ANNEX I

LIVE ANIMALS AND ANIMAL PRODUCTS

| Live animals and animal products | As defined by |
|--|---|
| 1. Live cattle and pigs | Council Directive 64/432/EEC of 26 June 1964 |
| 2. Bovine semen | Council Directive 88/407/EEC of 14 June 1988 |
| 3. Bovine embryos | Council Directive 89/556/EEC of 25 September 1989 |
| 4. Live horses | Council Directive 90/426/EEC of 26 June 1990 |
| 5. Pig semen | Council Directive 90/429/EEC of 26 June 1990 |
| 6. Poultry and hatching eggs | Council Directive 90/539/EEC of 15 October 1990 |
| 7. Live aquaculture animals and aquaculture products | Council Directive 91/67/EEC of 28 January 1991 |
| 8. Live sheep and goats | Council Directive 91/68/EEC of 28 January 1991 |
| 9. Other live animals, semen, ova and embryos from the animal species not referred to in points 1 to 8 | Council Directive 92/65/EEC of 13 July 1992 |
| 10. Fresh meat | Council Directive 64/433/EEC of 26 June 1964 |
| 11. Fresh poultry meat | Council Directive 71/118/EEC of 15 February 1971 |
| 12. Meat products | Council Directive 77/99/EEC of 21 December 1976 |
| 13. Minced meat and meat preparations | Council Directive 94/65/EEC of 14 December 1994 |
| 14. Egg products | Council Directive 89/43/EEC of 20 June 1989 |
| 15. Live bivalve molluscs | Council Directive 91/492/EEC of 15 July 1991 |
| 16. Fisheries products | Council Directive 91/493/EEC of 22 July 1991 |
| 17. Farmed game meat | Council Directive 91/495/EEC of 27 November 1991 |
| 18. Wild game meat | Council Directive 92/45/EEC of 16 June 1992 |
| 19. Milk and milk products | Council Directive 92/46/EEC of 16 June 1992 |
| 20. Animal waste | Council Directive 90/669/EEC of 27 November 1990 |
| 21. Animal products not referred to in points 10 to 20 | Council Directive 92/118/EEC of 17 December 1992 |

Note:

Under New Zealand legislation (Biosecurity Act (1993) and the 'saved provisions' of the Animals Act 1962) a list is prescribed of organisms that are prohibited entry into New Zealand.

ANNEX II**RESPONSIBLE AUTHORITIES****PART A****New Zealand**

Control in sanitary issues and veterinary affairs is shared between the Ministry of Agriculture and the Ministry of Health. In this respect the following applies:

- in terms of exports to the Community the Ministry of Agriculture is responsible for health certification attesting to the agreed veterinary standards and requirements;
- in terms of imports, the Ministry of Agriculture is responsible for animal health quarantine issues while the Ministry of Health is responsible for food safety standards and requirements.

In respect of this Agreement the Ministry of Agriculture shall act for the Ministry of Health.

PART B**European Community**

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

- in terms of exports to New Zealand, 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, inspections/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 REGIONALIZATION DECISIONS CAN BE TAKEN

LEGAL BASIS

| Disease | EC | NZ |
|--|----------------|---|
| Foot and mouth disease | 85/511, 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Swine vesicular disease | 92/119, 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Vesicular stomatitis | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| African horse sickness | 90/426, 92/35 | Biosecurity Act parts IV, V, VI, VII and VIII |
| African swine fever | 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Bluetongue | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Highly pathogenic Avian influenza | 92/40, 90/539 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Newcastle Disease | 92/66, 90/539 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Peste des petits ruminants | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Rinderpest | 92/119, 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Classical swine fever | 80/217, 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Contagious bovine pleuropneumonia | 64/432 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Sheep pox | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Rift Valley fever | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Lumpy skin disease | 92/119 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Infectious haematopoietic necrosis (IHIN) ^(*) | 91/67 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Spring viraemia of carp (SVC) ^(*) | 91/67 | Biosecurity Act parts IV, V, VI, VII and VIII |
| Viral haemorrhagic septicæmia (VHS) ^(*) | 91/67 | Biosecurity Act parts IV, V, VI, VII and VIII |

^(*): New Zealand has concerns about the ability to regionalize these diseases and will assess information and perform a risk assessment as to the technical basis for recognition by December 1997.

Asterisks for SVD, ND, AI, CSF, have been removed by New Zealand although special trade conditions for these diseases may remain in the interim - refer to Annex V for specific details.

ANNEX IV**REGIONALIZATION AND ZONING**

The Parties have jointly determined that the following forms the basis for regionalization decisions for the diseases listed in accordance with Annex III. Each Party will recognize regionalization decisions taken in accordance with the standard contained within this Annex.

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 disease 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 a high level of awareness of the disease and its symptoms by farmers and vets.

Epidemi-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, for example live animals may assist in this categorization. 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, for example by additional guarantees, testing or treatment.

Unknown risk implies that imports will only take place if the commodity itself is of very low risk, for example 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, for example 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, for example deboning?
- has the commodity been subjected to a treatment which inactivates the agent?

Appropriate tests and quarantine will reduce the risk.

Destination risk factors

- 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, for example 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, for example animals to be confined to a certain vector free region until the incubation period has passed, or canalization 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.

ANNEX V

RECOGNITION OF SANITARY MEASURES

Glossary

| | |
|---------|---|
| 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 |
| (4) | Refer, miscellaneous certification provisions |
| NE | Not evaluated -- existing certification to be used in the interim |
| E | Still evaluating — under consideration — existing certification to be used in the interim |
| II | Issues targeted for imminent resolution |
| No | Not equivalent and/or further evaluation is required. Trade may occur if the importing Party meets the exporting Party's requirements |
| AI | Avian influenza |
| BSE | Bovine spongiform encephalopathy |
| C | Celsius |
| CSF | Classical swine fever |
| FBL | Enzootic bovine leucosis |
| EC/NZ | European Community/New Zealand |
| Equiv | Equivalent |
| IBD | Infectious bursal disease |
| IBR | Infectious bovine rhinotracheitis |
| IR | Ireland |
| ND | Newcastle disease |
| None | No special conditions |
| OIE | Office international des épizooties |
| PM | Post mortem |
| SeVC | Scientific veterinary Committee |
| Stds | Standard |
| SVD | Swine vesicular disease |
| UHT | Ultra high temperature |
| UK | United Kingdom |

| Item/entry | EC exports to New Zealand | | | | New Zealand exports to EC | | | |
|---------------------|--|------------------------------|--------------------|---|--|--|---------------------|--|
| | Trade conditions | | Equivalent | | Trade conditions | | Equivalent | |
| | EC standards | NZ standards | Special conditions | Action | NZ standards | EC standards | Specific conditions | Action |
| Live animals | | | | | | | | |
| — Equine | 90/426/EEC 92/260/EEC 93/193/EEC 93/194/EEC 93/197/EEC 94/467/EEC | Biosecurity Act 1993 § 22 | No | NZ to establish generic conditions and review requirements for isolation and specified diseases by September 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 90/426/EEC 92/260/EEC 93/195/EEC 93/196/EEC 93/197/EEC 94/467/EEC | Yes (3) | Coggins test EC to consider NZ status of EIA |
| — Cattle | 64/432/EEC 72/462/EEC | Biosecurity Act 1993 § 22 | Yes (2) | BSE ref., miscellaneous certification provisions (4) | NZ to establish generic conditions and review requirements for isolation and specified diseases by June 1997 (4) | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | Yes (3) | EBL requirements IBR ref., miscellaneous certification provisions (4) |
| — Sheep/goats | 91/68/EEC | Biosecurity Act 1993 § 22 | No | Scrapie-control programme applied post import | NZ/EC to discuss respective scrapie control programmes | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/68/EEC | Yes (3) |
| — Deer | 92/65/EEC | Biosecurity Act 1993 § 22 | Yes (2) | | NZ to establish generic conditions for EC imports by 6/97 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 93/491/EEC | Yes (3) EC to draw up conditions for importation |

Annex V (2) Not evaluated, still evaluations. Yes (3): Yes (2) and No = existing trade conditions apply in the intention.

(4) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(5) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EU exports to New Zealand | | | | New Zealand exports to EC | | | | |
|--------------------------|---------------------------|----------------------------|------------|--|--|---|--------------------------|--------------|---|
| | Trade conditions | EU standards | Equivalent | Special conditions | Action | NZ standards | Trade conditions | Equivalent | Special conditions |
| — Swine | 644/32/EEC 72/462/EEC | Biosafety Act 1993 S 22 | NE | Not evaluated In the interests, pending further information on elaborate new standard on SVD | Bill to be addressed EC to supply information on CSF and elaborate new standard on SVD | Biosafety Act: 1993 parts IV, V, VI, VII, VIII | 72/362/EEC 93/491/EEC | EU standards | Yes (3) Autoslaughter refer, miscellaneous certification provisions (4) |
| — Drugs and cosmetics | 92/65/EEC | Biosafety Act 1993 S 22 | No | Treatment for heart worm Test/treatment for leprosy EC to review import conditions WHO Protocol for rabies | EC to present data on heartworm in EC Test treatment for hookworms; WHO Protocol for rabies | Biosafety Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC | No | Rabies refer, miscellaneous certification provisions (4); EC to consider recognition of rabies freedom status of NZ for trade purposes UK/fk to resess trade of pet animals by June 1997 |

| | | | | | | | |
|---------------------------------------|--------------------------|----------------------------|---------|--|---|--|--|
| Live poultry and hatching eggs | | | | | | | |
| <i>Animal health</i> | 90/539/EEC 93/342/EEC | Bioburden Act 1993 § 22 | No | JRD farm freedom for 30 days | NZ to carry out risk assessment for JRD, ND, AI, and salmonella enteritis by December 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 90/539/EEC 93/342/EEC |
| | | | | | | | Yes (3) |
| <i>Animals</i> | | | | | | | Salmonella, zoster, miscellaneous certification provisions (4) |
| <i>Cattle</i> | 88/407/EEC | NZ screen standard | Yes (2) | Test programme as per NZ screen standard, plus test for Q fever | NZ to consider animal Q fever test (4) | NZ screen standard | 88/407/EEC 94/577/EC |
| | | | | | | | Yes (3) |
| | | | | | | | For centre approved for exporting by competent authority of exporting party and notified to importing party |

Annex V (1): Not vaccinated, still lactating. Yes (1); Yes (2); and No = existing trade conditions apply in the meantime.

(2) For the EC, animal and animal products must be eligible for intra-community trade, unless otherwise indicated in the text of Annex V.

(3) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

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...

(4) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EC exports to New Zealand | | | | New Zealand exports to EC | | | | | |
|---------------|----------------------------------|------------------------------|------------|---|---|---|--------------------------|------------|-------------------------------------|-----------------------|
| | Trade conditions EC standards | NZ standards | Equivalent | Special conditions | Action | NZ standards | EC standards | Equivalent | Special conditions | Action |
| — Sheep/goats | 92/65/EEC | Biosecurity Act 1993 § 22 | No | Scrapie control programme applied prior import | NZEC to discuss respective scrapie control programmes | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 92/65/EEC | NE | Not evaluated | Still to be addressed |
| — Pigs | 90/429/EEC | Biosecurity Act 1993 § 22 | NE | Not evaluated | Still to be addressed | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 90/429/EEC 93/139/EEC | NE | Not evaluated | Still to be addressed |
| — Dogs | 92/65/EEC | Biosecurity Act 1993 § 22 | Nt | Not evaluated | Still to be addressed | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC | NE | Not evaluated | Still to be addressed |
| — Deer | 92/65/EEC | Biosecurity Act 1993 § 22 | Yes (3) | NZ to establish generic conditions by June 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC | No | | EC to establish health certificates | |

| Equine Semen, Embryos and Ova | | | | | | | |
|-------------------------------|------------|---------------------------|---------|--|--|---------------------------------------|---|
| <i>Animal health</i> | | Biosecurity Act 1993 S.22 | No | NZ to establish genetic conditions for imports from EC by September 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC 93/234/EEC 93/307/EEC | Yes (3) |
| <i>Embryos</i> | | | | | | | |
| — Cattle | 84/556/EEC | NZ embryo standard | Yes (2) | NZ to consider Q fever test (4); test programme as per NZ embryo standard, plus test for Q fever, BSE refer, miscellaneous certification provisions (4); | NZ embryo standard | 92/556/EEC 92/471/EEC | Yes (2); Eur centre approved for the EC only. Does not apply to micro-manipulated embryos |
| — Sheep/goats | 92/65/EEC | Biosecurity Act 1993 S.22 | No | Scrapie control programme applied post import | NZ/EC to discuss respective scrapie control programmes | 92/65/EEC | No; EC to establish certificates |
| — Pigs | 92/65/EEC | Biosecurity Act 1993 S.22 | NE | No; evaluate | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC | NE; Not evaluated |

Annex V (a) Not evaluated; still evaluating. Yes (3); Yes (2); and No = existing trace conditions apply or the inverse.

(b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EC exports to New Zealand | | | | New Zealand exports to EC | | | | | | | |
|---|---------------------------|---|--------------|---|---|---------------|---|--------------------------|---|--|--------------------|-------------------------------------|
| | Trade conditions | EC standards | NZ standards | Equivalent | Special conditions | Action | NZ standards | EC standards | Trade conditions | Equivalent | Special conditions | Action |
| — Deer | 92/65/EEC | Biosecurity Act 1993 S.22 | Yes (J) | | NZ to establish generic conditions for imports from EC by June 1997 | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/65/EEC | No | | | EC to establish health certificates |
| Fresh meat: includes unprocessed (fresh) blood/bones/fat for human consumption | | | | | | | | | | | | |
| <i>Animal health</i> | | | | | | | | | | | | |
| — Ruminants | 64/23/EEC | Biosecurity Act 1993 § 22 | Yes (J) | Ovine livers to be frozen (hydatid cysts) | EC to supply data on cerebrospinal | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 72/462/EEC 83/835/EEC | Yes (J) | | | |
| — Equidae | 72/46/EEC | | | | | | | | | | | |
| — Pigs | 72/462/EEC | | | | | | | | | | | |
| <i>Public health</i> | | | | | | | | | | | | |
| | 64/433/EEC | Meat Act 1981 Food Act 1981 Health Act 1956 | Yes (J) | Oval stamp BSE ref., miscellaneous certification provisions (4) | 14: | Meat Act 1981 | 72/462/EEC | Yes (J) | Salmonella, refer, miscellaneous certificates (4) | | | |
| | | | | | | | | | NZ to supply paper | | | |
| | | | | | | | | | EC to evaluate within three months maximum | | | |
| | | | | | | | | | | Prohibition in 72/462/EEC | | |
| | | | | | | | | | | Article 20 to remain until EC classifies | | |
| | | | | | | | | | | regards | | |
| | | | | | | | | | | restrictions/ | | |
| | | | | | | | | | | punishments in 72/462/EEC | | |
| | | | | | | | | | | Article 21 | | |
| | | | | | | | | | | EC to reconsider | | |

Fresh poultry meat

| | | | | | | | | | |
|----------------------|-------------------------|--|---------|---|---|--|---------------------------------------|---------|--|
| <i>Animal health</i> | 91/494/EEC 94/438/EC | Biosecurity Act 1993 S 22 | No | Farm freedom from IBD, 30 days No live vaccine used No co- minglement — IBD cross contamination ND and AI regional freedom | NZ to carry out risk assessment for IBD, ND and AI by December 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 91/494/EEC 93/342/EEC 94/984/EC | Yes (3) | |
| <i>Public health</i> | 71/118/EEC | Food Act 1981 Health Act 1956 | Yes (1) | Oval stamp | | Meat Act 1981 | 71/118/EEC | NE | Not evaluated Salmonella, refer: miscellaneous certification provisions (4) |

Annex V (a) Not evaluated, still evaluating, Yes (3), Yes (2) and No = existing trade conditions apply in the interim.

(b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex

| Country | FC exports to New Zealand | | | | New Zealand exports to EC | | | |
|---|--|--|------------|---|---------------------------|--|--|---|
| | Trade conventions | | Equivalent | Special conditions | Action | Trade agreements | | Special conditions |
| | EU standards | NZ standards | | | | NZ standards | EC standards | |
| Meat products | | | | | | | | |
| Animal health | 64/432/EEC 72/461/EEC 80/213/EEC 72/462/EEC 91/459/EEC | Biosecurity Act 1993 S 22 | Yes (1) | For animals derived from areas not subject to regionalization restrictions | | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 72/462/EEC 91/459/EEC 91/459/EEC | Yes (1) |
| Red meat: — Red meat (lamb/chicken) Horses; — Pigs | | | Yes (2) | For animals derived from areas subject to disease restrictions 70 °C for 25 minutes or equivalent for 70 °C core temperature | | | | |
| Farmed game — Pigs — Deer | | | | | | | | |
| Fresh meat: — Poultry | 92/118/EEC 80/213/EEC 72/461/EEC 94/43/EEC 92/45/EEC 91/459/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C/50 min 80 °C/9 min or 100 °C/ 1 min or equivalent | | NZ to assess within three months of receipt of information | 92/45/EEC 92/45/EEC 91/459/EEC | Yes (1) |
| Farmed and wild game — Farmed | | | | | | | | |
| Wild game — Pigs — Deer | 92/45/EEC Act 1993 S 22 | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C for 25 minutes or equivalent | | | 92/45/EEC Parts IV, V, VI, VII, VIII | Yes (1) |
| Public health | 77/99/EEC | Meat Act and Food Act 1981 Health Act 1956 | Yes (1) | Oval stamp BSI refer to miscellaneous certification provisions (4) | | Meat Act 1981 | 77/99/EEC 92/118/EEC | Yes (2) |
| | | | | | | | | NZ to provide information on process approvals EC to consider |

| Commodity | EU exports to New Zealand | | | | New Zealand exports to EC | | | | |
|-----------------------|---------------------------|--|--------------|--|--|--|--------------|--------------------|---|
| | Trade conditions | EU standards | NZ standards | Special conditions | Action | NZ standards | EC standards | Special conditions | Action |
| Wild game meat | | | | | | | | | |
| <i>Animal health</i> | | | | | | | | | |
| — Deer | 92/45/EEC | Biosecurity Act 1993 S 22 | | | | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | EEC to clarify status of possum meat imports |
| — Rabbit | 92/45/EEC | Biosecurity Act 1993 S 22 | | Yes (2) Rabbit and hare carcasses not to contain offal | NZ to re-examine by March 1997 | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |
| — Pigs | 92/45/EEC | Biosecurity Act 1993 S 22 | | Yes (1) For those Member States not subject to a regionalization decision concerning CSF | For Yes (2): EU to supply information on CSF NZ to assess CSF within three months of receipt of new information | Biosecurity Act 1993 Parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |
| — — Feathers | 92/45/EFC | Biosecurity Act 1993 S 22 | | Yes (2) Member State freedom from CSF for 30 days | EU still evaluating | NZ to perform risk assessment by December 1997 | 92/45/EFC | Yes (1) | |
| <i>Public health</i> | | | | | | | | | |
| | 92/45/EHC | Meat Act 1981 Food Act 1981 Health Act 1956 | | Yes (1) Penitentiary stamp | | Meat Act 1981 | 92/45/EEC | Yes (1) | Penitentiary stamp is also NZ requirement |

| Fisheries products for human consumption | | | | | | | | | |
|---|--------------------------|--|---------|-------------------------------|---|--|--------------------------|--|---|
| Animal health | | | | | | | | | |
| — Marine fisheries; NH excludes salmonid | 91/67/EEC | Biosecurity Act 1993 § 22 | Yes (1) | For products | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | | No | TC to clarify certification requirements, none are present at this stage |
| — Bivalve molluscs and crustaceans | 91/67/EEC | Biosecurity Act 1993 § 22 | Yes (1) | For products Excludes live | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 93/152/EEC | Yes (3) | |
| — Salmonids | 91/67/EEC | Biosecurity Act 1993 § 22 | No | For products | NZ to present risk assessment by December 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | | No | EC to clarify certification requirements |
| <i>Public health</i> | | | | | | | | | |
| Fisheries products | 91/493/EEC | Food Act 1981 Health Act 1956 | Yes (1) | | | Meat Act 1981 | 91/493/EEC | Yes (1) | |
| Bivalve molluscs for HC | 91/492/EEC 91/493/EEC | Food Act 1981 Health Act 1956 | Yes (1) | | | Meat Act: 1981 | 91/492/EEC 91/493/EEC | Yes (1) Yes (1) For molluscs grown above the sea floor | |
| | | | | | | | | Yes (3) Yes (3) For molluscs grown on the sea floor | |

Annex V (1) Not evaluated, still evaluating. Yes (2) Yes (2) and No = existing trade conditions apply in the interim.
 (1) For the EC animal and animal products must be eligible for intra-community trade, unless otherwise indicated in the text of Annex V.
 (2) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EC exports to New Zealand | | | | | New Zealand exports to EC | | | | |
|---|---------------------------|----------------------------------|------------|--------------------|---|---|------------------------|------------|--------------------|---|
| | Trade conditions | | Equivalent | Special conditions | Action | Trade conditions | | Equivalent | Special conditions | Action |
| | EC standards | NZ standards | | | | NZ standards | EC standards | | | |
| Aquaculture products | 91/493/EEC | Food Act 1981 Health Act 1956 | Yes (1) | | | Meat Act 1981 | 91/493/EEC | Yes (1) | | |
| Live fish/shellfish and gametes | | | | | | | | | | |
| Animal health | 91/67/EEC | | NE | Not evaluated | | | | NE | Not evaluated | EC to clarify certification requirements |
| Public health | | | | None | | | | | None | |
| Milk and milk products for human consumption | | | | | | | | | | |
| Animal health | | | | | | | | | | |
| — Cattle including Buffalo | 64/432/EEC 92/46/EEC | Biosecurity Act 1993 S 22 | [Yes (2)] | | EC to provide data on OIE heat treatment recommendations EC to provide data on risks of matured cheese | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/46/EEC 95/343/EC | Yes (1) | | |
| — Sheep | | | | | | | | | | |
| — Goats | | | | | | | | | | |
| Public health | | | | | | | | | | |
| — Pasteurized | 92/46/EEC | Food Act 1981 Health Act 1956 | Yes (1) | | Dairy Industry Act 1952 Food Act 1981 | 92/46/EEC | Yes (1) | | | NZ has requested consideration for colostrum and derivatives EC to clarify |

| | | | | | | | | | | |
|---|--------------------------|----------------------------------|---------|------------------|--|---|--------------------------|---------|------------------|---|
| — Not pasteurized (thermized only) ie 62°C | 92/46/EEC | Food Act 1981 Health Act 1956 | E | Still evaluating | NZ to consider thermized process for use in manufacture of cheeses | Dairy Industry Act 1952 Food Act 1981 | 92/46/EEC | E | Still evaluating | NZ has requested consideration for colostrum and derivatives, EC to clarify |
| <i>Public health</i> | | | | | | | | | | |
| — Raw milk | 92/46/EEC | Food Act 1981 Health Act 1956 | E | Still evaluating | EC to present a paper for consideration by June 1997 | Dairy Industry Act 1952 Food Act 1981 | 92/46/EEC | E | Still evaluating | NZ has requested consideration for colostrum and derivatives, EC to clarify |
| <i>Milk and Milk products not for human consumption</i> | | | | | | | | | | |
| <i>Animal health</i> | | | | | | | | | | |
| — Cattle, including Buffalo | 92/118/EEC 64/432/EEC | Biosecurity Act 1993 S 22 | Yes (2) | | EC to provide data on OIE heat treatment recommendations | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 95/541/EEC | Yes (1) | | |
| — Sheep | | | | | | | | | | |
| — Goats All pasteurized or UHT or sterilized | | | | | | | | | | |
| — Unpasteurized colostrum for pharmaceutical use | 92/118/EEC | | E | Still evaluating | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC | E | Still evaluating | EC to clarify legal coverage for this product |
| <i>Public health</i> | | | | | | | | | | |
| None | | | | | | | | | | |

Annex V (a) Not evaluated, still evaluating, Yes (1), Yes (2) and No = existing trade conditions apply in the interim.

(b) For the EC animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | F.O. exports to New Zealand | | | | New Zealand exports to EC | | | |
|---|-----------------------------|----------------------|--------------------|--|---|---|--|-------------|
| | Trade conditions | | Special conditions | Action | Trade conditions | | Special conditions | Action |
| | F.C. standards | NZ standards | | | NZ standards | EC standards | | |
| Minced meat/meat preparations derived from fresh meat — 72/462/EEC | | | | | | | | |
| Animal health | | | | | | | | |
| — Requirements | 64/432/EEC | Biosecurity Act 1993 | Yes (1) | | | | | |
| — Equivalence | 72/461/EEC | | | | | | | |
| Pigs | 72/462/EEC | \$ 22 | | | | | | |
| Public health | 94/65/EEC | Meat Act 1981 | Yes (1) | Oval stamp BSE refer miscellaneous certification provisions (4) | Meat Act 1981 | 94/65/EEC | Yes (1) (!) relates relating to fresh meat PM otherwise (yes) (1) | Frozen only |
| Minced meat/meat preparations derived from fresh poultry meat | | | | | | | | |
| Animal health | 91/494/EEC | Biosecurity Act 1993 | No | Farm freedom from IBD, 30 days No live vaccine used | NZ to carry out risk assessment for IBD, ND and AI by December 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 91/494/EEC 93/332/EEC 94/944/EEC | Yes (3) |
| | 94/438/EEC | \$ 22 | | No co- struggling — IBD cross contamination ND and AI regional freedom | | | | |

| | | | | Meat Act 1981 | 92/65/EEC | NE | Not evaluated |
|--|--|---------------------------------|---------|---|---|----|---------------|
| Minced meat/meat preparations derived from farmed game meat | | | | | | | |
| <i>Animal health</i> | | | | | | | |
| — Deer | 72/461/EEC 92/118/EEC 91/495/EEC 64/432/EEC | Biosecurity Act 1993 S 22 | Yes (1) | Oval stamp | | | |
| — Pigs | | | | | | | |
| — Rabbit | 92/118/EEC 91/495/EEC | Biosecurity Act 1993 S 22 | Yes (2) | Rabbit and hare carcasses not to contain offal | NZ to re-examine by March 1997 | | |
| — Feralhored | 92/118/EEC 91/494/EEC S 22 | Biosecurity Act 1993 S 22 | No | Farm freedom from IBR. 30 days No live vaccine used No co- minglement — IBR cross contamination — ND and AI regional freedom | NZ to carry out risk assessment for IBR, ND and AI by December 1997 | | |

Annex V (a) Not evaluated, still evaluating. Yes (1); Yes (2); and No = existing trade conditions apply on the animal.

(b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For certificates of authorizations refer to Circular at the beginning of this Annex.

| Commodity | EC exports to New Zealand | | | | | New Zealand exports to EC | | | | |
|--|--|--|------------|--|---|---|--------------|------------|--------------------|--|
| | Trade conditions | | Equivalent | Special conditions | Action | Trade conditions | | Equivalent | Special conditions | Action |
| | EC standards | NZ standards | | | | NZ standards | EC standards | | | |
| Public health | 94/65/EC Meat Act 1981 Food Act 1981 Health Act 1956 | Meat Act 1981 Food Act 1981 Health Act 1956 | Yes (1) | Oval stamp | | Meat Act 1981 | 94/65/EC | Yes (1) | Frozen only | NZ has submitted alternative EC to consider For minced meat: NZ has requested inclusion of cervine EC to consider |
| Minced meat/meat preparations derived from wild game meat | | | | | | | | | | |
| Animal health | 92/45/EEC Deer | Biosecurity Act 1993 S 22 | Yes (1) | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | | |
| — Deer | 92/45/EEC Deer | Biosecurity Act 1993 S 22 | Yes (1) | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | | |
| — Rabbit | 92/45/EEC Rabbit | Biosecurity Act 1993 S 22 | Yes (2) | Rabbit and hare carcasses not to contain offal | NZ to re-examine by March 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | | |
| — Pigs | 92/45/EEC | Biosecurity Act 1993 S 22 | Yes (1) | For those Member States free of CSF | EC to supply information on CSF | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | | |
| | | | Yes (2) | Member State freedom from CSF for 30 days | NZ to assess CSF within three months of receipt of new information | | | | | |
| — Feral swine | 92/45/EEC | Biosecurity Act 1993 S 22 | E | Still evaluating | NZ to carry out risk assessment for IBD, ND and AI by December 1997 | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (3) | | |

| | | | | | | | | | |
|---|--|----------------------------------|---------|---|------------------|--|-------------------------|-------------|--|
| Public health | 94/65/EEC | Meat Act 1981 | Yes (1) | Pentagonal stamp | Meat Act 1981 | 94/65/EEC | Yes (1) | Frozen only | NZ has submitted alternative EC to consider For minked meat: NZ has requested inclusion of cervine EC to consider |
| | | Food Act 1981 | | | | | | | |
| Animal casings for human consumption | | | | | | | | | |
| <i>Animal health</i> | 92/118/EEC 64/432/EEC 72/461/EEC 72/462/EEC | Biosecurity Act 1993 § 22 | Yes (1) | Oval stamp | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 94/65/EEC | Yes (1) | |
| Cattle | 92/118/EEC 64/432/EEC 72/461/EEC 72/462/EEC | Biosecurity Act 1993 § 22 | Yes (1) | Oval stamp | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 94/65/EEC | Yes (1) | |
| Sheep | | | | | | | | | |
| Goats | | | | | | | | | |
| Pigs | | | | | | | | | |
| Public health | 77/99/EEC | Meat Act act Food Act 1981 | Yes (1) | BSE refer to muscularis certification provisions (4) | (4) | Meat Act 1981 | 77/99/EEC | Yes (1) | |
| | | Health Act 1996 | | | | | | | |

Annex V (1) Not evaluated, still evaluating, Yes (1), Yes (2) and No = existing trade conditions apply in the interim.

(1) For the EC, animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(2) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

(3) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Luminary | EU exports to New Zealand | | | New Zealand exports to EU | | |
|---|---------------------------|----------------------|---------|--|-----------------------------|------------|
| | EU standards | NZ standards | Action | NZ standards | EU standards | Action |
| Animal casings not for human consumption | | | | | | |
| <i>Animal health</i> | | | | | | |
| — Cattle | 92/118/EEC | Biosecurity Act 1993 | Yes (2) | Restrictions with respect to scrapping | NZ to re-examine oval stamp | 92/118/EEC |
| — Sheep | 64/432/EEC | | | | | 94/187/EEC |
| — Goats | 72/461/EEC | | | | | |
| — Pigs | 72/462/EEC | | | | | |
| Whale breath | | | | | | |
| <i>Hides and skins</i> | | | | | | |
| <i>Animal health</i> | | | | | | |
| — Cattle | 92/118/EEC | Biosecurity Act 1993 | Yes (1) | | 92/118/EEC | Yes (1) |
| — Sheep | 72/461/EEC | | | | Aer 1993 | |
| — Goats | 72/462/EEC | | | | Fairs IV, V, VI, VII, VIII | |
| — Pigs | 64/432/EEC | | | | | |
| — Cervine | 91/495/EEC | | | | | |
| — Possum | | | | | | |
| Public health | | | | | | |
| | | | | | | |

| Wool and fibre/hair | | | | | | | | | | | |
|---------------------------|--------------------------|---------------------------------|---------|---|-----|---|--|--|------------------------|--|--|
| Animal health: | | 92/118/EEC Act 1993 S 22 | | Biosecurity Act 1993 S 22 | | No Interim: scoured wool only | | NZ to perform risk assessment by 1 March 1997 | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | |
| Pesticides | | | | | | None | | | | None | |
| Perfumed (Processed) | | | | | | | | | | | |
| <i>Animal health</i> | | | | | | | | | | | |
| — Article 5 90/667/EEC | 92/118/EEC 90/667/EEC | Biosecurity Act 1993 S 22 | Yes (1) | BSE refer, miscellaneous certifications (4) provisions (4) | (4) | BSE refer, miscellaneous certifications (4) Product to be derived from fresh meat, farmed, and wild game with 'Yes' (1) for animal health indicated previously. No co-management | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 94/30/EC | Yes (1) | |

Annex V (a): No evaluation, until evaluating Yes (3), Yes (1) and No = existing trade conditions apply in the interim.

The following: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(a) For the following abbreviations refer to Glossary at the beginning of this Annex.

| Community | EC exports to New Zealand | | | | New Zealand exports to EC | | | |
|-----------|---------------------------|---|---|--------------------|---------------------------|------------------|--------------|--------------------|
| | EC standards | Trade conditions | EC equivalent | Special conditions | NZ standards | Trade conditions | EC standards | Special conditions |
| | Yes [2] | BSF refers, transcellular certification provisions (2) All fresh poultry meat and feathers farmed and wild game -- 70 °C/50 minutes, 80 °C/19 minute or 100 °C 1 minute or equivalent From a restricted region fresh meat red meat (domestic horses/pigs) and farmed game (pigs/boar) and wild game pig meat from Member States with CSE within the last 30 days -- 70 °C for 2,5 minutes or equivalent | (2) EC to provide scientific basis for 70 °C core temperature. NZ to assess within three months of receipt of information | | | | | |

EN

| | | | | | | | | | |
|---|--|---------------------------------|---------|--|-----|--|--|-------------|---|
| → Article 3 90/667/EEC | 92/118/EEC 90/667/EEC | Biosecurity Act 1993 S 22 | Yes (1) | BSE refer, miscellaneous certification provisions (4) | (4) | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 94/309/EEC | Yes (13) | EC to consider NZ alternative heat treatment methods |
| | | | | | | | | | EC to clarify qualification of material → Articles 3 and 5 of Directive 90/667/EEC |
| Public health | | | | | | | | | |
| | | | | None | | | | None | |
| Bones and bone products for human consumption — Other products as defined in Directive 77/99/EEC | | | | | | | | | |
| Animal health | 64/432/EEC | Biosecurity Act 1993 S 22 | Yes (1) | For animals derived from areas not subject to regionalization restrictions | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 72/462/EEC 91/449/EEC 91/495/EEC | Yes (1) | |
| Fresh meat: — Red meat — Ruminants/ horses: — Pigs | 72/461/EEC 80/215/EEC 72/462/EEC 91/495/EEC | | Yes (2) | For animals derived from areas subject to disease restrictions 70 °C for 25 minutes or equivalent | | EC to provide scientific basis for 70 °C core temperature. | | | |
| Farmed game: — Pigs — Deer | | | | | | NZ to assess within three months of receipt of information | | | |
| Fresh meat: — Poultry | 92/118/EEC 80/215/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C/50 minutes 80 °C/9 minutes or 100 °C/1 minute or equivalent | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 92/45/EEC 91/495/EEC | Yes (3) | |
| Farmed and wild game: — Feathered | 72/462/EEC 94/438/EEC 92/45/EEC 91/495/EEC | | | | | | | | |
| Wild game: — Pigs — Deer | 92/45/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C for 25 minutes or equivalent | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |

Annex V (c) Not evaluated, still evaluating, Yes (3), Yes (2) and No = existing trade conditions apply in the interim.

(b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EC export to New Zealand | | | | New Zealand exports to EC | | | | |
|---|---|----------------------------------|------------|---|------------------------------|------------------|-------------------------|--------------------|--|
| | Trade conditions | NZ standards | Equivalent | Special conditions | Action | NZ standards | EC standards | Special conditions | Action |
| Public health | EC standards 77/94/EEC 92/118/EEC | Meat Act and Food Act 1981 | Yes [1] | Oval stamp BSE refer miscellaneous certification provisions [4] | [4] | Meat Act 1981 | 77/93/EEC 92/118/EEC | Yes [2] | NZ to provide information on process approvals. EC to consider |
| Processed bones and bone products not for human consumption [Rendered bones for animal meals refer to processed provisions for animal feedingstuffs] | | | | | | | | | |
| <i>Animal health</i> | | | NE | Not evaluated | Still to be addressed [4] | | | NE | Not evaluated |
| <i>Public health</i> | | | | None | | | | | Still to be addressed |

Processed animal protein for human consumption i.e. other products as defined in Directive 77/99/EEC

| | | | | | | | | | |
|--|--|---|---------|--|--|--|--|---------|---|
| <i>Animal health</i> | 64/432/EEC 72/461/EEC 80/215/EEC 72/462/EEC 91/495/EEC | Biosecurity Act 1993 S 22 | Yes (1) | For animals derived from areas not subject to regionalization restrictions | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 72/462/EEC 91/449/EEC 91/495/EEC | Yes (1) | |
| <i>Farmed meat</i> — Red meat (ruminants; horses) — Pigs | | | Yes (2) | For animals derived from areas subject to disease restrictions 70 °C for 25 minutes or equivalent | EC to provide scientific basis for 70 degree core temperature. NZ to assess within 3 months of receipt of information | | | | |
| <i>Farmed game</i> — Pigs — Deer | | | | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 92/45/EEC 91/495/EEC | Yes (3) | |
| <i>Fresh meat</i> — Poultry | 92/118/EEC 80/215/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C/50 minutes, 80 °C 9 minutes or 100 °C/ 1 minute or equivalent | | | | | |
| <i>Farmed and wild game</i> — Feathered | 72/462/EEC 94/438/EEC 92/45/EEC 91/495/EEC | | | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |
| <i>Wild game</i> — Pigs — Deer | 92/45/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70 °C for 25 minutes or equivalent | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |
| <i>Public health</i> | 77/99/EEC 92/118/EEC | Meat Act and Food Act 1981 Health Act 1936 | Yes (1) | Oval stamp BSE refer, miscellaneous certification provisions (4) | (4) | Meat Act 1981 | 77/99/EEC 92/118/EEC | Yes (2) | NZ to provide information on process approvals. EC to consider |

(a) Not evaluated, self evaluating, Yes (1), Yes (2) and No = existing trade conditions apply in the interior.

(b) For the EC, animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Item/modity | EC exports to New Zealand | | | | New Zealand exports to EC | | | |
|--|--|---------------------------------|--------------------|-----------------------------|---|--|--|--------------------------|
| | Trade conditions | | Special conditions | Action | Trade conditions | | Special conditions | Action |
| | EC standards | NZ standards | | | NZ standards | EC standards | | |
| Processed (rendered) animal protein for feedingstuffs | | | | | | | | |
| Animal health | | | | | | | | |
| — Ruminants | 92/118/EEC 94/582/EEC 90/667/EEC | Biosecurity Act 1993 § 22 | No | Prohibited entry into NZ | NZ to review time/ temperature requirement | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 90/667/EEC 92/118/EEC 92/562/EEC 94/382/EEC | (Yes (3)) |
| — Non-ruminants | 92/118/EEC 90/667/EEC | Biosecurity Act 1993 § 22 | Yes (1) | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 90/667/EEC | (Yes (3)) |
| Public health | | | | | | | | |
| Serums from equidae | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | NE | Still to be addressed |
| Public health | | | | None | | | None | |

Blood and blood products for human consumption i.e. other products as defined in Directive 77/99/EEC

| | | | | | | | | | |
|---|---|--|---------|---|--|--|--|---------|--|
| <i>Animal health</i> | 64/432/EEC 72/461/EEC 80/215/EEC 72/462/EEC 91/495/EEC | Biosecurity Act 1993 S 22 | Yes (1) | For animals derived from areas not subject to regionalization restrictions | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 72/462/EEC 91/449/EEC 91/495/EEC | Yes (1) | |
| <i>Fresh meat:</i> — Red meat (ruminants/ horses) — Pigs | | | Yes (2) | For animals derived from areas subject to disease restrictions 70°C for 25 minutes or equivalent | EC to provide scientific basis for 70° core temperature. | | | | |
| <i>Farmed game</i> — Pigs — Deer | | | | | | | | | |
| <i>Fresh meat</i> — Poultry <i>Farmed and wild</i> game — Feathered | 92/118/EEC 80/215/EEC 72/462/EEC 94/438/EEC 92/45/EEC 91/495/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70°C/50 minutes, 80°C/9 minutes or 100°C/1 minute or equivalent | NZ to assess within three months of receipt of information | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC 92/45/EEC 91/495/EEC | Yes (3) | |
| <i>Wild game</i> — Pigs — Deer | 92/45/EEC | Biosecurity Act 1993 S 22 | Yes (2) | 70°C for 25 minutes or equivalent | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/45/EEC | Yes (1) | |
| <i>Public health</i> | 77/99/EEC 92/118/EEC | Meat Act and Food Act 1981 Health Act 1956 | Yes (1) | Oval stamp BSE refer, miscellaneous certification provisions (4) | (4) | Meat Act 1981 | 77/99/EEC 92/118/EEC | Yes (2) | NZ to provide information on process approvals. EC to consider |

Annex V (a) Not evaluated, still evaluating, Yes (1), Yes (2) and No = existing trade conditions apply in the interim.

(b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EEC exports to New Zealand | | | New Zealand exports to EEC | | |
|---|----------------------------|---|--------|--|--------------------------|--|
| | Trade conditions | | Action | Trade conditions | | Action |
| | EEC standards | NZ standards | | Equivalent | Special circumstances | |
| Processed blood and blood products for pharmaceutical or technical use | | | | | | |
| <i>Animal health</i> | 92/185/EEC 92/186/EEC | Milar Act and Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed | Meat Act and Food Act 1981 Health Act 1956 |
| <i>Public health</i> | | | | BSE refer, miscellaneous certification provisions (4) | (4) | None |

| Land and rendered fats for human consumption i.e. other products as defined in Directive 77/599/EEC | | | | | |
|---|-------------------------------|--|--|--|---------|
| Animal health | Biosafety Act 1993 S 22 | Yes (1) For animals derived from areas not subject to regionalization restrictions | Biosafety Act 1993 parts IV, V, VI, VII, VIII | 72/462/EEC 91/449/EEC 91/495/EEC | Yes (1) |
| Fresh meat: — Red meat — Poultry — Farm animals — Horses — Deer — Pigs — Farmed game — Deer | | | | | |
| Farmed game | | Yes (2) For animals derived from areas subject to disease restriction, 70 °C for 2.5 minutes or equivalent | | | |
| Fresh meat: — Poultry — Farm animals — Game — Deer | | | | | |
| Farm animals | | | | | |
| Game | | | | | |
| Deer | | | | | |
| Wild game | | | | | |
| Pigs | | | | | |
| Deer | | | | | |

Annex V is a listed article, originating from the People's Republic of China, and is subject to controls under Annex V. Non-constituent conditions apply to the importation of Annex V articles.

| Community | EU exports to New Zealand | | | | | New Zealand exports to EU | | | | |
|---|--|--|--------------------------|---|--------|--|-------------------------|------------------------|--|---|
| | Trade conditions | | Equivalent: | Special conditions | Action | Trade conditions | | Equivalent: | Special conditions | Action |
| | EC standards | NZ standards | | | | NZ standards | EC standards | | | |
| Public health | 77/99/EEC 92/118/EEC | Meat Act and Food Act 1981 Health Act 1956 | Yes (1) | Oval stamp BSE refer, miscellaneous certification provisions (4) | (4) | Meat Act 1981 | 77/99/EEC 92/118/EEC | Yes (2) | | NZ has amended std (premier pos) NZ has requested clarification for reference to Directive 77/99/EEC — EC to consider NZ to present case for upgrading NZ to provide information on process approvals EC to consider |
| Lard and rendered fats not for human consumption | | | | | | | | | | |
| Animal health | 92/118/EEC 90/667/EEC 72/461/EEC | Biosecurity Act 1993 S 22 | Yes (1) Rendered fats | Not for use in ruminant feedingstuffs BSE refer, miscellaneous certification provisions (4) | (4) | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC | Yes (1) Yes (3) | Yes (1) For Article 5 of 90/667/EEC materials Yes (3) For Article 3 of 90/667/EEC materials | EC to consider NZ alternative heat treatment methods |

| | | | |
|-----------------|--|---|---------|
| Yes (2) lard | fresh poultry meat and feathered farmed and wild game — | EEC to provide scientific basis for 70 °C core temperature. | Yes (3) |
| | 70 °C 50 minutes, 80 °C 9 minutes or 100 °C 1 minute or equivalent From a restricted region: fresh meat: red meat: (ruminants/ horses/pigs) and farmed game (pigs/deer) and wild game (pig) from Member States with CSE within the last 30 days — | Nr. to assess within three months of receipt of information | |

(1)

Annex V (g) Not evaluated, still evaluating; Yes (3); Yes 2; and Nr = existing trade conditions apply in the interior.

(g) For the EEC, animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(i) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Country | EEC exports to New Zealand | | | New Zealand exports to EEC | | |
|---|---|-------------------------|--|--|--|--------------------------|
| | EEC standards | Trade conditions | Action | NZ standards | Trade conditions | Action |
| Animal health | 92/114/EEC 93/667/EEC 72/461/EEC 22 | Biosecurity Act 1993 | Yes (1) Lards | Product to be derived from fresh meat, farmed and wild game with 'Yes' (1) for animal products indicated previously | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC Yes (3) |
| Public health | | | No co-minglement Not for use as terrificant feedingstuffs (4) | None | | NE |
| Raw materials for feeding stuffs, pharmaceutical or technical use | | | | | Not evaluated | Not evaluated |
| Animal health | | | Non evaluated Non for use in ruminant feedingstuffs | | Still to be addressed | Still to be addressed |
| Public health | Medicines Act and Meat Act 1981 Health Act 1956 | | BASE refer, miscellaneous certification provisions (4) | | None | None |

Apiculture — not for human consumption

| | | | | | | | | | | |
|----------------------|--------------------------|--|---------|---------------|-----------------------|--|------------|---------|---------------|-----------------------|
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | | | | None | | | | | None | |
| Game trophies | | | | | | | | | | |
| Animal health | 92/118/EEC 72/462/EEC | Biosecurity Act 1993 S. 22 | Yes (1) | | | Biosecurity Act 1993 parts IV, V, VI, VII, VIII | 92/118/EEC | Yes (3) | | |
| Public health | | | | None | | | | | None | |
| Manure | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | | | | None | | | | | None | |
| Honey | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | 92/118/EEC | Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed | Food Act 1981 Health Act 1956 | 92/118/EEC | NE | Not evaluated | Still to be addressed |

Annex V 1a: Not evaluated, still evaluating, Yes (3), Yes (2) and No if existing trade conditions apply in the interim.

(1) For the EC, animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.

(2) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Commodity | EC exports to New Zealand | | | | | New Zealand exports to EC | | | | |
|---|---------------------------|----------------------------------|------------|--------------------|-----------------------|----------------------------------|--------------|------------|--|-----------------------|
| | Trade conditions | | Equivalent | Special conditions | Action | Trade conditions | | Equivalent | Special conditions | Action |
| | EC standards | NZ standards | | | | NZ standards | EC standards | | | |
| Frog's legs | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | 92/118/EEC | Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed | Food Act 1981 Health Act 1956 | 92/118/EEC | NE | Not evaluated | Still to be addressed |
| Snails for human consumption | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | 92/118/EEC | Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed | Food Act 1981 Health Act 1956 | 92/118/EEC | NE | Not evaluated | Still to be addressed |
| Egg products | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |
| Public health | 92/118/EEC | Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed | Food Act 1981 Health Act 1956 | 92/118/EEC | NE | Not evaluated Salmonella, refer, miscellaneous certification provisions [4] | Still to be addressed |
| Gelatins for technical and human consumption | | | | | | | | | | |
| Animal health | | | NE | Not evaluated | Still to be addressed | | | NE | Not evaluated | Still to be addressed |

| Horizontal issues | | Not evaluated | Still to be addressed (4) | NE | 92/118/EEC Meat Act and Food Act 1981 Health Act 1956 | 92/118/EEC Meat Act and Food Act 1981 Health Act 1956 | NE | Not evaluated | Still to be addressed |
|-------------------|--|---|---|---------------|---|---|---|---|---|
| Definitions | | Not evaluated | Still to be addressed (4) | NE | Not evaluated BSE refit, miscellaneous certification provisions (4) | Not evaluated BSE refit, miscellaneous certification provisions (4) | NE | For 'serious infectious disease' and 'epizootic' | EC to confirm |
| Water | | 80/778/EEC: Meat Act 1981 Health Act 1956 | Yes (1) | Yes (1) | Meat Act 1981 | 90/778/EEC | Yes (1) | Yes (1) | EC to evaluate new NZ proposal for water system |
| Residues | | 96/22/EEC: Meat Act 1981 Food Act 1981 | Yes (1) | Yes (1) | Meat Act 1981 | 96/22/EEC 96/23/EEC | Yes (1) | Yes (1) | EC to confirm |
| Marketing | | — Red meat species | NE | Not evaluated | Still to be addressed | NE | Not evaluated | Still to be addressed | Still to be addressed |
| — Other species | | NE | Not evaluated (currently outside scope of Agreement) | NE | Not evaluated (currently outside scope of Agreement) | NE | Not evaluated (currently outside scope of Agreement) | NE | Not evaluated (currently outside scope of Agreement) |
| — Standards | | — | — | — | — | — | — | — | — |

Annex V
 (3) Not evaluated, still evaluating. Yes (1), Yes (2) and No = existing trade conditions apply in the interim.
 (4) For the EC, animal and animal products may be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.
 (5) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

| Horizontal issues | Issue | Action |
|-----------------------|---|--|
| Premises listings | Competent authority to recommend listing | Still to be addressed |
| | Still require lists currently | Still to be addressed |
| Certification | Consistency of required information Modification to existing certificates | Still to be addressed NZ has requested EC to consider |
| | Principles of health marking | Still to be addressed |
| Compliance | Resolution/transparency | Still to be addressed |
| | Linkage to audit process | Still to be addressed |
| Premises supervision | Veterinary supervision | EC to clarify internal/external requirements |
| Transitional measures | Agreement not signed prior to implementation of 92/318/EBC; 90/675/EEC; 92/46/EEC et al | NZ/EC minute |

Annex V (a) Not evaluated, still evaluating, Yes (3), Yes (2) and No - existing trade conditions apply in the interim.
 (b) For the EU: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V.
 (c) For definitions of abbreviations refer to Glossary at the beginning of this Annex.

Miscellaneous certification provisions; footnote (4): attestations are to appear on the public or animal health certificate.

| Issue | Certification provisions |
|-----------------------------|--|
| IBR | For trade from New Zealand to Denmark and Finland in bovine animals and bovine semen, New Zealand will certify in accordance with Article 3 of Commission Decision 93/42/EEC. For trade from New Zealand to Sweden and Austria in bovine animals and bovine semen, New Zealand will certify in accordance with Article 2 of Commission Decision 93/109/EEC. This attestation will appear on the health certificate. |
| Aujeszky's disease | For trade from New Zealand to Great Britain, Denmark, South west France, Germany, Finland, Sweden, Austria and Luxembourg, in live pigs, New Zealand will certify in accordance with Article 5 of Commission Decision 93/24/EEC or Article 4 of Commission Decision 93/214/EEC as appropriate. This attestation will appear on the health certificate. |
| BSE — for bovines only | For low incidence BSE countries — OIE rules apply. For high incidence BSE countries New Zealand acknowledges Commission Decision 96/219/EEC. Future amendment to 96/239/EEC will be evaluated by New Zealand within three months (maximum) of EC providing relevant scientific information. |
| Rabies | For trade from New Zealand to UK, Ireland and Sweden. Cats and dogs may require post import quarantine and/or vaccination and/or serological testing. |
| Colours for sanitary stamps | Directive 94/36/EC prescribes the colours that could be used for sanitary stamps. |
| Salmonella | For trade from New Zealand to Sweden and Finland, New Zealand will certify in accordance with Council Decision 93/409/EC (fresh veal, beef and pigmeat), Council Decision 93/409/EC (live poultry for slaughter), Council Decision 93/413/EC (fresh poultry meat), Commission Decision 93/160/EC (breeding poultry and day old chicks), Commission Decision 93/161/EC (Laying hens) and Commission Decision 93/168/EC (table eggs for human consumption). No attestation is required for fresh meat (as defined in 72/462/EEC) destined for manufacturing into meat products within Sweden/Finland. |
| Annex V | (a) Not evaluated, still evaluating, Yes (1), Yes (2) and No - existing trade conditions apply in the interim. (b) For the EC: animal and animal products must be eligible for intra-Community trade, unless otherwise indicated in the text of Annex V. (c) For definitions of abbreviations refer to Glossary at the beginning of this Annex. |

ANNEX VI**GUIDELINES ON PROCEDURES FOR CONDUCTING AN AUDIT**

For the purposes of this appendix 'audit' means assessment of performance.

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. Checks of establishments or facilities may be made as considered necessary.
- 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. Where an audit reveals a serious risk to animal or human health, the auditee shall take immediate corrective action. The process can include study of the relevant regulations, method of implementation, assessment of the end result, level of compliance and subsequent corrective actions.
- 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 recognized 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. Specialized professional skills may be required to carry out audits of specialized 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 need not be stated in advance;
- 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, and the rights of the operator.

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.

3.2. The auditee must operate a documented programme to demonstrate to third parties 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 on a risk assessment, 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 national inspection and certification systems.
- 4.3.2. On-site verification may involve visits 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

Forms for reporting audit findings and conclusions should be standardized as much as possible in order to make the approach to audit more uniform, transparent and efficient. The working documents may include any checklists of elements to evaluate. Such checklists may cover:

- legislation,
- structure and operations of inspection and certification services,
- establishment details and working procedures,
- health statistics, sampling plans and results,
- compliance action and procedures,
- reporting and complaint procedures,
- training programmes.

6. Closing meeting

A closing meeting must be held between representatives of both parties, including, where appropriate, officials responsible for the national inspection and certification programmes. 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.

An action plan for correction of any deficiencies noted should be drawn up by the auditee, preferably with target dates for completion.

7. Report

The draft report of the audit shall be forwarded to the auditee as soon as possible. The auditee shall have one month in which to comment on the draft report; 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 (full equivalence for animal and/or public health). Refer Yes (1), Annex V;

'The (insert live animal or animal product) herein described, comply with the relevant (European Community/New Zealand*) (animal health/public health*) standards and requirements which have been recognized as equivalent to the (New Zealand/European Community*) standards and requirements as prescribed in (European Community/New Zealand Veterinary Agreement (Council Decision 97/32/EC)). Specifically, in accordance with (insert ... exporting Party's legislation)

* Delete as appropriate.'

- (b) equivalence agreed in principle — minor issues to be resolved. Refer Yes (2), Annex V;

- (c) equivalence in form of compliance with importing country's requirements — health attestation to be used in accordance with Annex V. Refer Yes (3), Annex V;

- (d) not equivalent — existing certification.

For exports from New Zealand: the official health certificate will be issued in English as well as in one of the languages of the Member State in which the border inspection post is situated where the consignment is presented.

For exports from the European Community: the official health certificate will be issued in the language of the Member State of origin as well as in English.

'The controlling authority shall ensure that official certifying officers are aware of the importing party's health conditions as prescribed in this Agreement and are obliged to certify to these requirements where appropriate.'

--

ANNEX VIII

FRONTIER CHECKS AND INSPECTION FEES

A. FRONTIER CHECKS ON CONSIGNMENTS OF LIVE ANIMALS AND ANIMAL PRODUCTS

| Type of frontier check | Rate (%) |
|--|---|
| 1. Documentary Both Parties will perform documentary checks | 100 |
| 2. Physical checks | |
| Live animals | 100 |
| Semen/embryos/ova | 10 |
| Animal products for human consumption | 2 |
| Fresh meat including offal, and products of the bovine, ovine, caprine, porcine and equine species defined in Council Directive 92/5/EEC | |
| Fish products in hermetically sealed containers intended to render them stable at ambient temperatures, fresh and frozen fish and dry and/or salted fisheries products. Other fisheries products | |
| Whole eggs | |
| Lard and rendered fats | |
| Animal casings | |
| Gelatin | |
| Poultry meat and poultry meat products | |
| Rabbit meat, game meat (wild/farmed) and products | |
| Milk and milk products | |
| Egg products | |
| Honey | |
| Bones and bone products | |
| Meat preparations and minced meat | |
| Frog's legs and snails | |
| Animal products not for human consumption | 1 |
| Lard and rendered fats | |
| Animal casings | |
| Manure | |
| Milk and milk products | |
| Gelatin | |
| Bones and bone products | |
| Ungulate hides and skins | |
| Bristles, wool, hair and feathers | |
| Horns, horn products, hooves and hoof products | |
| Apiculture products | |
| Game trophies | |
| Processed petfood | |
| Raw material for the manufacture of perfond | |
| Raw material, blood, blood products, glands and organs for pharmaceutical/technical use | |
| Hay and straw | |
| Hatching eggs | |
| Processed animal protein (packaged) | |
| Processed animal protein not for human consumption and not for human consumption (bulked) | 100% for the first six consignments (as per Council Directive 92/118/EEC), then 20% |

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 country or part of such country.

B. INSPECTION FEES

I. For New Zealand

Ministry of Agriculture

New Zealand's frontier inspection fees are provided for in the Biosecurity (Costs) Regulations 1993.

The fees prescribed for are as follows:

Documentary checks

Inspection of documents: NZ \$ 28,70 per consignment

Physical checks

(a) Animal product consignment inspections: NZ \$ 57,40 per consignment

(b) Live animals

either direct clearance of animal; NZ \$ 28,70 per consignment

or veterinary inspection of animal at transitional (quarantine) facility: NZ \$ 96,10 (per hour)

Ministry of Health

There is no fee collection for routine inspections.

Where safety issues arise, the actual analytical costs are recovered.

II. For the Community

Inspection fees will be applied on a standard basis to consignments as follows:

Live animals: ECU 5 per tonne

Animal products: ECU 1,5 per tonne

With a minimum of ECU 30 and a maximum of ECU 350 per consignment, except where the real costs are greater than this maximum

ANNEX IX**OUTSTANDING ISSUES**

- Provision of electronic access to draft standards.
- Conditions for live animals and animal products transiting through the territories of the Parties to this Agreement.
- Consideration of the inclusion of other species in the manufacture of lards and fats (e.g. poultry).
- Trade conditions for packaged raw petfood intended for direct sale to the consumer.
- Trade conditions for cervine velvet.
- Progress towards implementing export health certificate transfer from controlling authority to controlling authority using the electronic data interchange system (EDI) (utilizing the established UN/Edifact and Sanerit protocols).

ANNEX X

CONTACT POINTS

For New Zealand

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other important contacts:

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Chief Dairy Officer
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For the European Community

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