

Overview Food Safety Legislation

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Bulgaria
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Cyprus
Czech Republic
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Luxembourg
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Netherlands
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Romania
Serbia
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Slovenia
Spain
Sweden
Switzerland
Turkey
United Kingdom

Observers

Albania
Ukraine

Sections

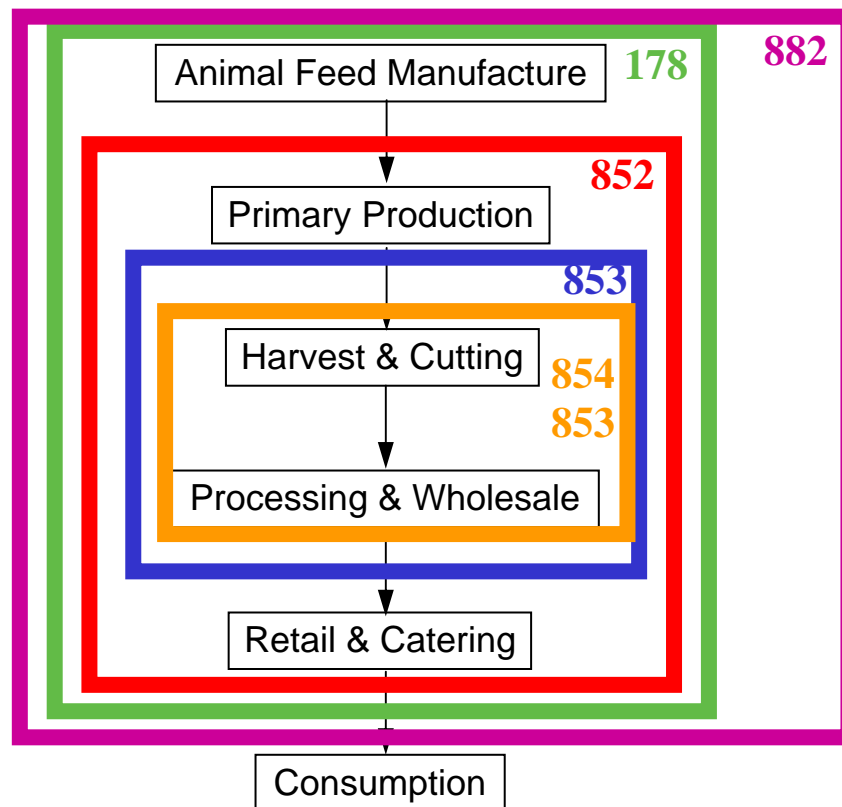
UEVP
Practitioners

EASVO
State Officers

UEVH
Hygienists

EVERI
Veterinarians in
Education, Research

The Hygiene package was adopted by the European Commission in 2004, and it comprises of 5 Regulations and one Directive. The figures underneath show the “umbrella shape” of the package, with general regulations on top and more specific one’s underneath.



President

Walter Winding

Vice-Presidents

Ljiljana Markuš
Rainer Schneichel
Stephen Ware
Margareta Widell

	<u>Rules for all foods</u>	<u>Rules for animal origin foods</u>
<u>Rules for industry</u>	Hygiene of Foodstuffs (852/2004)	Hygiene of Foodstuffs Hygiene Rules for Food of Animal Origin (853/2004)
<u>Rules for official controls</u>	Official Control of Feed and Food (882/2004)	Official Control on products of Animal Origin (854/2004) OCFF +

Tables page 1 + 2 overview hygiene legislation from Séan O'Laoide (Presentation at TAIEX conference in Riga 2007).

Food hygiene overview

Regulation (EC) 178/2002

Laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety.

Guidance of the implementation of Articles 11, 12, 16, 17, 18, 19 & 20 of Regulation 178/2002 on general food law- Conclusions of the Standing Committee on the Food Chain and Animal Health.

Food business operators:		Competent authorities:
<p><u>Regulation (EC) 852/2004</u> on the hygiene of foodstuffs</p> <p>Guidance document: Implementation of certain provisions of Regulation (EC) No 852/2004 on the hygiene of foodstuffs.</p> <p>Guidance document on the implementation of procedures based on the HACCP principles, and on the facilitation of the implementation of the HACCP principles in certain food businesses</p> <p style="text-align: center;">Microbiology:</p> <p>Commission Regulation 2073/2005 – Commission Regulation 1441/2007 (amendment)</p> <p>Implementation and derogation :</p> <p>Commission Regulation 2074/2005 Commission Regulation 1664/2006</p>	<p>← General →</p>	<p><u>Regulation (EC) 882/2004</u> on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules</p> <p>Implementation and derogation :</p> <p>Commission Regulation 2074/2005 Commission Regulation 1664/2006 Commission Regulation 1244/2007</p> <p>Commission Regulation 2075/2005 on official controls for Trichinella in meat Commission Regulation 1665/2006 Commission Regulation (EC) No 1245/2007</p> <p>Transitional measures: Commission Regulation 2076/2005 Commission Regulation 1666/2006</p> <p>Guidance document on certain key questions related to import requirements and new rules on food hygiene and on official food controls</p> <p>Guidelines to assist MS for single integrated multi-annual national control plan</p>
<p><u>Regulation (EC) 853/2004</u> laying down specific hygiene rules for the hygiene of foodstuffs of animal origin</p> <p>Guidance document on the implementation of certain provisions of Reg No 853/2004 on the hygiene of food of animal origin</p> <p>Commission Regulation 2074/2005 Commission Reg. 1664/2006</p>	<p>← Specific →</p>	<p><u>Regulation (EC) 854/2004</u> laying down specific rules for the organization of official controls on products of animal origin intended for human consumption</p> <p>Commission Regulation 2074/2005 Commission Regulation 1664/2006</p> <p>Commission Regulation 2076/2005 Commission Regulation 1666/2006</p> <p>Commission Regulation 1663/2006</p>

<p>Commission Regulation 2076/2005 Commission Reg. 1666/2006</p> <p>Commission Regulation 1662/2006 Commission Regulation 1688/2005 as regards special guaranties concerning salmonella for consignments to Finland and Sweden</p> <p>2006/765/EC</p>		<p>2006/765/EC</p> <p>2006/766/EC</p>
<p style="text-align: center;"><u>Repealing</u></p> <ul style="list-style-type: none"> • <i>Directive 2004/41/EC</i> Repealing certain directives concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption and amending council directives 89/662/EEC and 92/118/EEC and council decision 95/408/EC; • <i>Commission Decision 2006/765/EC</i> repealing certain implementing acts concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption 		
<p style="text-align: center;"><i><u>Labeling and nutrition</u></i> (overview)</p> <ul style="list-style-type: none"> ▪ Directive 2000/13/EC of the EP and the Council on the approximation of the laws of the MS relating to the labeling, presentation and advertising of foodstuffs ▪ Amended by Commission Directive 2001/101/EC ▪ Amended by Directive of EP and Council 2003/89/EC ▪ Guidelines related to Art. 6 10.of Directive 2000/13/EC as amended by Directive 2003/89/EC ▪ Commission regulation (EC) No 1825/2000 on labeling of beef and beef products ▪ Directive of EP and Council 2000/36 relating to cocoa and chocolate products 		
<ul style="list-style-type: none"> ▪ <u>Food additives</u> – new package in discussion 		

Animal health (overview)

- [Directive 2002/99/EC](#) laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption
- [Council Directive 91/67/EEC](#) concerning the animal health conditions governing the placing on the market of aquaculture animals and products (1), and in particular Article 19(1), 20(1) and 21(2).
- Also Commission Decisions 2003/804/EC and 2003/858/EC leading to [2006/767/EC](#)
- [TSE legislation](#) – including removal of SRM
- [Regulation \(EC\) 2160/2003](#) of the European Parliament and of the Council of 17 November 2003 on the control of salmonella and other specified food-borne zoonotic agents
- [Directive 2003/99/EC](#) of the European Parliament and of the Council of 17 November 2003 on the monitoring of zoonoses and zoonotic agents, amending Council Decision 90/424/EEC and repealing Council Directive 92/117/EEC
- [Regulation \(EC\) 1774/2002](#) of the European Parliament and the Council laying down health rules concerning animal by-products not intended for human consumption

Chemical contamination (overview)

- [Council Regulation \(EEC\) No 2377/90](#) of 26 June 1990 laying down a Community procedure for the establishment of **maximum residue limits** of veterinary medicinal products in foodstuffs of animal origin – *new document in discussion*
- [Directive 2003/74/EC](#) of the European Parliament and of the Council amending Council Directive 96/22/EC concerning the prohibition on the use in stockfarming of certain substances having a hormonal or thyrostatic action and of beta-agonists, 22 July 2003.
- [Directive 96/22/EC](#) concerning the prohibition on the use in stockfarming of certain substances having a hormonal or thyrostatic action and of β -agonists, and repealing Directives 81/602/EEC, 88/146/EEC and 88/299/EEC, 29 April 1996. - *new document in discussion*
- [Council Directive "86/363/EEC"](#) of 24 July 1986 - Pesticides MRLs - Animal origin
- Council Regulation (EEC) No **315/93** of 8 February 1993 laying down Community procedures for **contaminants in food**
- Commission regulation (EC) No **1881/2006** setting maximum levels for certain **contaminants in foodstuffs**
- Regulation (EC) No **1935/2004** of EP and Council on materials and articles intended to come **into contact with food**

Food hygiene in detail:

Regulation (EC) 178/2002 (General Food law)

This Regulation establishes common definitions and lays down overarching guiding principles and legitimate objectives for food law in order to ensure a high level of health protection and the effective functioning of the internal market. It has been applied fully since 1 January 2005.

Guidance document on the implementation of articles 11, 12, 16, 17, 18, 19 and 20 of Regulation 178/2002 on general food law, conclusions of the standing committee on the food chain and animal health:

http://ec.europa.eu/food/food/foodlaw/guidance/guidance_rev_7_en.pdf

Regulation (EC) 852/2004 on the hygiene of foodstuffs

This Regulation lays down general hygiene requirements to be respected by food businesses at all stages of the food chain. It has to be implemented by food business operators.

In addition a [guidance document](#) has been published on the implementation of certain provisions of this Regulation. It gives an extensive explanation on the meaning of “primary production” and “primary products”. This guidance document has already been modified by *SANCO/628/2006*.

Other topics discussed in this document are:

- The terms “where necessary”, “where appropriate”, “adequate” and “sufficient”
- Flexibility (traditional methods of production, HACCP)
- The registration and approval of food businesses
- Guides to good practice (hygiene and HACCP)
- Documentation
- Technical issues (heat treatment and training)

Article 5 of Regulation 852/2004 requires food business operators to put in place, implement and maintain a permanent procedure based on HACCP principles.

[A guidance document](#) has been drafted on the implementation of procedures based on the seven HACCP principles, and on the facilitation of the implementation of the HACCP principles in certain food businesses. (Flexibility particularly in small food businesses.)

Regulation (EC) 853/2004 laying down specific hygiene rules for the hygiene of foodstuffs of animal origin

Food business operators that handle food of animal origin must, in addition to Regulation (EC) 852/2004, also implement the appropriate requirements of this Regulation.

In addition a [guidance document](#) has been published on the implementation of certain provisions of regulation 853/2005. It gives amongst others, information on food containing both products of plant origin and products of animal origin (for example pizza, ice cream, bakery) These types of products fall only under regulation 852/2005 and not also under 853/2005, as long as the product of animal origin used has been obtained in accordance with 853/2005. The document also covers some technical issues, like the cleanliness of the animal that is presented for slaughter and the evaluation of the food chain information by the slaughterhouse operator.

Regulation (EC) 854/2004 laying down specific rules for the organization of official controls on products of animal origin intended for human consumption

This Regulation includes amongst others the definitions of:

- “official control”
- “official veterinarian”
- “health mark”
- “audit” – ”inspection”

It also has details regarding the approval of establishments (conditional and full) in art 3 and gives the general principles for audits of good hygiene and HACCP in art 4.

Regulation (EC) 882/2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules

Definitions included in this Regulation are amongst others:

- “surveillance”
- “sampling for analysis”
- “physical check”
- “control plan” & “control body”
- “official control”
- “competent authority”
- “inspection”

It describes the organization of official controls, designation of the competent authorities, staff performing official controls and control and verification procedures.

Guidelines on how to assist Member States in preparing the single integrated multi-annual national control plan provided for in regulation (EC) No 882/2004 of the European Parliament and of the Council have been published in May 2007: C(2007) 2099.

Directive 2004/41/EC repealing certain directives concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption and amending Council Directives 89/662/EEC and 92/118/EEC and Council Decision 95/408/EC

Directive 2002/99/EC laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption

This Directive lays down the general animal health rules governing all stages of the production, processing and distribution within the Community and the introduction from third countries of products of animal origin and products obtained from them intended for human consumption.

The implementing and transitional measures of hygiene rules are provided for in the following documents:

[Commission Regulation 2073/2005 on microbiological criteria for foodstuffs.](#)

This Regulation lays down the microbiological criteria for certain micro-organisms and the implementing rules to be complied with by food business operators when implementing the general and specific hygiene measures referred to in Article 4 of Regulation (EC) No 852/2004.

[Commission Regulation \(EC\) No 1441/2007 of 5 December 2007 amending Regulation \(EC\) No 2073/2005 on microbiological criteria for foodstuffs](#)

[Commission Regulation \(EC\) No 2074/2005 laying down implementing measures for certain products under Regulation \(EC\) No 853/2004 of the European Parliament and of the Council and for the organisation of official controls under Regulation \(EC\) No 854/2004 of the European Parliament and of the Council and Regulation \(EC\) No 882/2004 of the European Parliament and of the Council, derogating from Regulation \(EC\) No 852/2004 of the European Parliament and of the Council and amending Regulations \(EC\) No 853/2004 and \(EC\) No 854/2004](#)

It shall apply from 1 January 2006, except for Chapters II and III of Annex V (access to list of approved food establishments on national websites), which shall apply from 1 January 2007.

This Regulation includes amongst others measures concerning:

- Food Chain Information to the slaughterhouse (853/2004)
- Fishery products (853/2004, 854/2004)
- Recognized testing methods for detecting marine biotoxins (853/2004, 854/2004)
- Mechanically Separated Meat (853/2004)
- List of approved establishments (882/2004)
- Model health certificates for frogs' legs, snails, gelatine, collagen (853/2004)
- Derogation for foods with traditional characteristics (852/2004)
- Amendments

[Commission Regulation \(EC\) No 1244/2007 of 24 October 2007 amending Regulation \(EC\) No 2074/2005 as regards implementing measures for certain products of animal origin intended for human consumption and laying down specific rules on official controls for the inspection of meat](#)

[Commission Regulation \(EC\) No 2075/2005 laying down specific rules on official controls for Trichinella in meat.](#)

This Regulation lays down specific rules on official controls for Trichinella in meat. This is in addition to the rules already set in Regulations 854/2004, 853/2004 and 882/2004. It requires the examination for the presence of Trichinella parasites in all slaughtered pigs, wild boar and horses, except for pigs originating from Trichinella-free farms or regions declared as having a negligible risk. **[Commission Regulation \(EC\) No 1665/2006 amending Commission Regulation \(EC\) No 2075/2005 of 5 December 2005 laying down specific rules on official controls for Trichinella in meat.](#)** Also **[Commission Regulation \(EC\) No 1245/2007 of 24 October 2007 amending Annex I to Regulation \(EC\) No 2075/2005, as regards the use of liquid pepsin for the detection of Trichinella in meat](#)**

[Commission Regulation \(EC\) No 2076/2005](#) laying down **transitional arrangements for the implementation of Regulations (EC) No **853/2004**, (EC) No **854/2004** and **882/2004** of the European Parliament and of the Council and **amending** Regulations (EC) No **853/2004** and **854/2004****

This Regulation lays down some transitional arrangements until 31 December 2009 to permit the change-over from the old to the new regime.

The measures include in particular provisions concerning:

853/2004:

- Stocks of food of animal origin;
- Placing of food of animal origin on national markets, e.g. direct supply of small quantities of meat from poultry and lagomorphs;
- Placing on the market food of animal origin pending approval of establishments;
- Materials bearing pre-printed health or identification marks
- Marking equipment
- Health import conditions
- Food chain information
- Meat of farmed non –domestic ungulates
- Composition of minced meat
- Clean water
- Raw milk and dairy products
- Eggs and egg products

854/2004:

- Training of slaughterhouse staff assisting with official controls
- Certification of establishments using staff assisting with official controls in slaughterhouses
- Model certificate for meat from farmed non domestic ungulates
- Health import conditions

882/2004:

- Accreditation of laboratories

[Commission Regulation \(EC\) No 1662/2006](#) amending Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 **laying down specific hygiene rules for food of animal origin**

Especially regarding:

- Packaging and wrapping
- Skinning
- Tonsils
- Fish oil for human consumption
- Raw milk, colostrums, dairy products and colostrums based products
- Identification marking

[Commission Regulation \(EC\) No 1663/2006](#) amending Regulation (EC) No 854/2004 of the European Parliament and of the Council of 29 April 2004 **laying down specific rules for the organization of official controls on products of animal origin intended for human consumption**

Especially regarding:

- Raw milk, colostrum, dairy products and colostrum based products

[Commission Regulation \(EC\) No 1664/2006](#) amending Regulation (EC) No 2074/2005 of 5 December 2005 as regards **implementing measures for certain products of animal origin intended for human consumption and repealing certain implementing measures**

Especially regarding:

- Model health certificates
- Testing methods for raw and heat treated milk
- Detection method PSP
- Annex IV to Regulation (EC) No 2074/2005 is replaced

[Commission Regulation \(EC\) No 1665/2006](#) amending Commission Regulation (EC) No 2075/2005 of 5 December 2005 laying down specific rules on official controls for *Trichinella* in meat (see above)

[Commission Regulation \(EC\) No 1666/2006](#) amending Regulation (EC) No 2076/2005 of 5 December 2005 **laying down transitional arrangements for the implementation of Regulations (EC) No 853/2004, (EC) No 854/2004 and No 882/2004 of the European Parliament and of the Council**

Especially regarding:

- Import of fish-oil
- Import of products in Annex VI to Regulation (EC) 2074/2005
- Import of special products from third countries or territories

[2006/765/EC](#) amending Regulation **repealing certain implementing acts concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption** (notified under document number C(2006) 5175). Having regard to Regulations (EC) No 853/2004 and 854/2004.

[2006/766/EC](#) **establishing the lists of third countries and territories from which imports of bivalve molluscs, echinoderms, tunicates, marine gastropods and fishery products are permitted** (notified under document number C(2006) 5171).

Having regard to Regulation (EC) No 854/2004.

[2006/767/EC](#) amending Commission Decisions 2003/804/EC and 2003/858/EC, as regards **certification requirements for live molluscs and live fish of aquaculture origin and products thereof intended for human consumption** (notified under document number C(2006) 5167).

Draft legislation

SANCO/10239/2008 Rev.1 amending Annex VIII to Regulation (EC) No 1774/2002 of the EP and of the Council as regards requirements for certain processed petfood.

SANCO/1489/2007 Rev.3 amending Commission Regulation (EC) No 2074/2005 as regards the date of freezing of food of animal origin for human consumption.

SANCO/1490/2007 Rev.3 laying down implementation measures regarding the application of traceability requirements in respect of food of animal origin under Regulation (EC) No 178/2002 of the European Parliament and of the Council.

SANCO/3316/2006 Strategies for control of antibiotic residues in bulk milk

SANCO/10452/2006 Rev. 3 Draft Commission Reg. laying down health rules as regards animal by-products not intended for human consumption and repealing Reg. (EC) No 1774/2002

SANCO/10571/2006 Rev. 4 amending Annexes I, II and VI to Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards the making of animal by-products.

SANCO/2006/0048 Rev. 4 Draft Commission Regulation laying down specific conditions for the antimicrobial treatment of fresh poultry carcasses.

SANCO/10211/2006 Rev.11 final Commission decision amending Decision 2000/572/EC laying down the animal and public health and veterinary certification conditions for imports of meat preparations into the Community from third countries.

SANCO/10586/2006 Rev.6 amending Annexes I, V and VII to Regulation (EC) No 1774/2002 of the European Parliament and of the Council laying down health rules concerning animal by-products not intended for human consumption.