



**EU Fish Processors and Traders Association**  
**Association des Industries du Poisson de l'UE**

**EU Federation of National Organisations of Importers and Exporters of Fish**  
**Comité des Organisations nationales des importateurs et exportateurs de poisson de l'UE**

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AIPCE/2010/21

14<sup>th</sup> September 2010

**RE: AIPCE-CEP comments on Draft Regulation implementing EC Regulation 1224/2009.**

**- Article 71 - Information on lots**

A) **Paragraph 3:** allows to "affix" the information on lots of caught fish under Article 58, paragraph 5 of EC Regulation 1224/2009 "by way of an identification tool such as a barcode, electronic chip or a similar device or marking system".

The operators of the processed fish industry need to be reassured that **the requirements of Article 71 will be met also by the affixing of the lot number assigned by the operator and linking that number to the information under art. 58**, available in the database of each company.

B) **Paragraph 6:** the new scope proposed in this paragraph seems not to be consistent with Regulation 1224/2010 of which Article 58-7 states that it does not apply to imported products accompanied by a catch certificate. We would seek clarification from the Commission on the coherence between the basic regulation and the implementation regulation.

**- Article 72 - Information to the consumer**

Article 72 reads as follows: "*Member States shall ensure that the information concerning the commercial designation, the relevant geographical area, the production method as well as the information whether the fisheries products have been previously frozen or not shall be indicated on the label or packaging of the fisheries product*"

It is necessary to clarify that this information required concerns only products defrosted and sold as fresh. It should be made clear that it does not concern frozen raw material used before processing stage.

Example: an Alaska Salmon, imported frozen, then defrosted, smoked, and sold fresh, should not be labelled as "defrosted", because there has been a processing step under which the smoker (processor) is taking the necessary hygienic step under HACCP, and is engaging its hygiene responsibility with its hygiene agreement number.

**Consequently, the following should be added to the article: "Where the fisheries or aquaculture product which has been previously frozen is sold as fresh, without further processing, Member States shall ensure that the information on whether fisheries products have been previously frozen or not shall be indicated on the label or packaging of the fisheries product"**



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**Paragraph 2:** Regulation 2065/2001 makes voluntary the indication of the scientific name. As the Control regulation refers to that Regulation, we understand that it does not change this voluntary character. Therefore we suggest changing the wording in order to avoid different interpretations( e.g. replacing "*shall be*" by "*is*" would be a good solution).

**Paragraph 3:** It provides clarity and coherence, therefore we strongly support that this paragraph remains as it is phrased.

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