

GENERAL AGREEMENT ON

RESTRICTED

TBT/Notif.92.138

19 June 1992

TARIFFS AND TRADE

Special Distribution

Committee on Technical Barriers to Trade

NOTIFICATION

The following notification is being circulated in accordance with Article 10.4.

1. Party to Agreement notifying: <u>NETHERLANDS</u>
2. Agency responsible: Ministry of Agriculture, Nature Management and Fisheries, Commodity Board for Fish and Fish Products
3. Notified under Article 2.5.2 [X], 2.6.1 [], 7.3.2 [], 7.4.1 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading): 0307 (Bi-valvular molluscs, parts and waste thereof)
5. Title: Draft Order Designating Areas as Referred to in the Regulation on the Prevention of the Introduction of Foreign Toxic Dinoflagellates
6. Description of content: This Order designates the exclusive areas from which bi-valvular molluscs may be imported and put into surface waters. Dinoflagellates (algae) which produce paralytic shellfish poison (PSP) and which are harmful to man have not (yet) been found in these areas. This Order is based on the regulation on the prevention of the introduction of foreign toxidino-flagellates. The regulation prohibits the placing of bi-valvular molluscs or parts and waste thereof in surface waters, unless they originate in one of the designated areas. Discharging into the surface waters of the water used for transporting, storing, cleaning or processing bi-valvular molluscs or parts thereof which do not come from the designated areas, or for changing their water, is also prohibited, unless the water has been purified as specified.
7. Objective and rationale: Public Health. Bi-valvular molluscs may contain PSP if they feed on PSP-producing dinoflagellates. No PSP-producing algae occur (as yet) in Dutch coastal waters. Introduction may occur if bi-valvular molluscs originating in areas in which PSP-producing algae exist are put into these waters.
8. Relevant documents: Law on Business Organization (already notified under 90/123/NL). Law establishing the Commodity Board for Fish and Fish Products, 1956. Fisheries Law, as last amended by Law of 25 October 1989, Dutch Official Gazette 490. Order Designating Sea Area and Coastal Waters 1970, as last amended by Order of 30 June 1988, Dutch Gazette 368.

9. Proposed date of adoption and entry into force: 31 October 1992

10. Final date for comments: 7 August 1992

11. Texts available from: National enquiry point or address of other body: