



To: Each Importer
Irish Grain and Feed Association
Petfood Association of Ireland

For the attention of the Chief Executive

Trader Notice No 8/2010

(Follow up to Trader notices No 10 and No 13 of 2008)

14 June 2010

RE: Special conditions governing the import of certain products originating in or consigned from China – Commission Regulation (EC) No 1135/2009

Dear Sir/Madam

Commission Regulation (EC) No 1135/2009, which repeals Commission Decision 2008/798/EC, imposes special conditions governing the import of certain products intended for food or feed, originating in or consigned from China. The measures relate to all imports of milk/soya containing products and ammonium bicarbonate from China, destined for either human food or animal feed, including 'composite' (compound) feed. The requirements of this Regulation will ensure that non-compliant food product is not diverted for animal feed use.

Commission Regulation (EC) No 1135/2009 provides for:

- ❖ A prohibition on the importation of products containing milk, milk products, soya or soya products intended for the particular nutritional use of infants and young children originating or consigned from China
- ❖ Systematic checks to be carried out on consignments of import of consignments, originating in or consigned from China, of feed and food containing milk, milk products, soya or soya products and of ammonium bicarbonate intended for food and feed.

Please note that under this Regulation, the following procedures are in place:

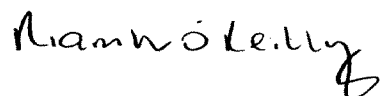
- All imports of milk/soya containing products or ammonium bicarbonate from China, destined for either human food or animal feed, must be brought in via a designated point of control in a Member State. In Ireland, Dublin Port has been designated as the point of control.

- Importers of milk/soya containing products or ammonium bicarbonate from China must give prior notification of the importation of the product to the authority at the designated point of control. In the case of such products destined for animal feed notification must be given to DAFF, Animal Feedingstuffs Division.
- Sampling and analysis to control the presence of melamine will be carried out on approximately 20% of such consignments
- Any product found to contain melamine at a level of concentration greater than 2.5 mg/kg will require to be destroyed.
- Other feed and food products with a high protein imported from China may be controlled if Member States suspect they could be contaminated with melamine.
- Member States are required to check product already on the market on a random basis to ensure that it does not contain melamine.
- The importer shall bear the costs incurred as part of the import controls. The feed business operator responsible for a product found to be non-complaint shall bear the costs of controls on, and destruction of, that product.

A copy of Commission Regulation (EC) No 1135/2009 is attached for your reference.

Please do not hesitate to contact me on (01)5058811 or Bridget Cummins (01) 505 8763 should you need clarification on the above.

Yours sincerely



Niamh O'Reilly
Animal Feedingstuffs Section
Crop Policy, Production & Safety Division