



Netherlands Food and Consumer  
Product Safety Authority  
*Ministry of Economic Affairs*



# **Implementation of import food management and border control in the Netherlands**

**by Ron Dwinger, NVWA**

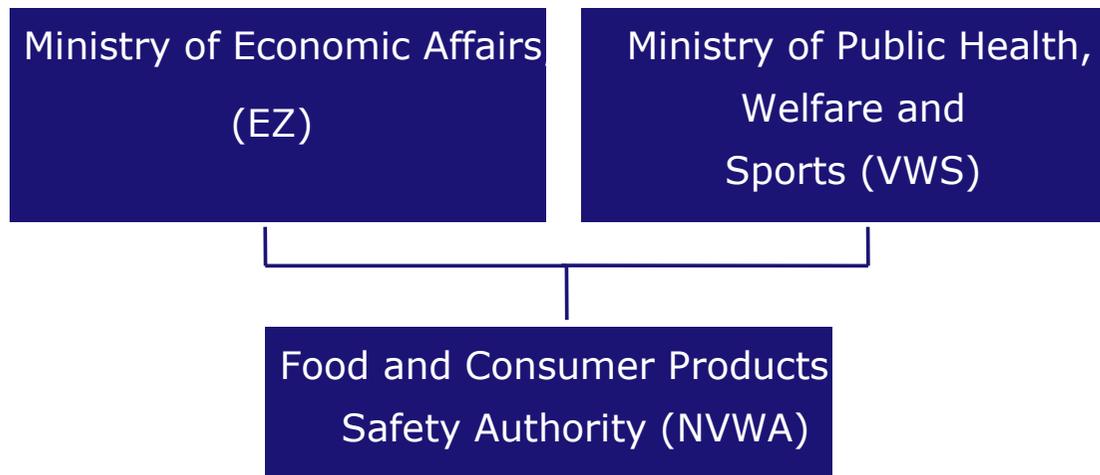


# outline

- brief description of NVWA
- import controls
- implementation of import controls



## central competent authority in NL



- NVWA is part of the central government
- owner is EZ; assignments from two Ministries
- laboratories (food safety; product safety; plant health)

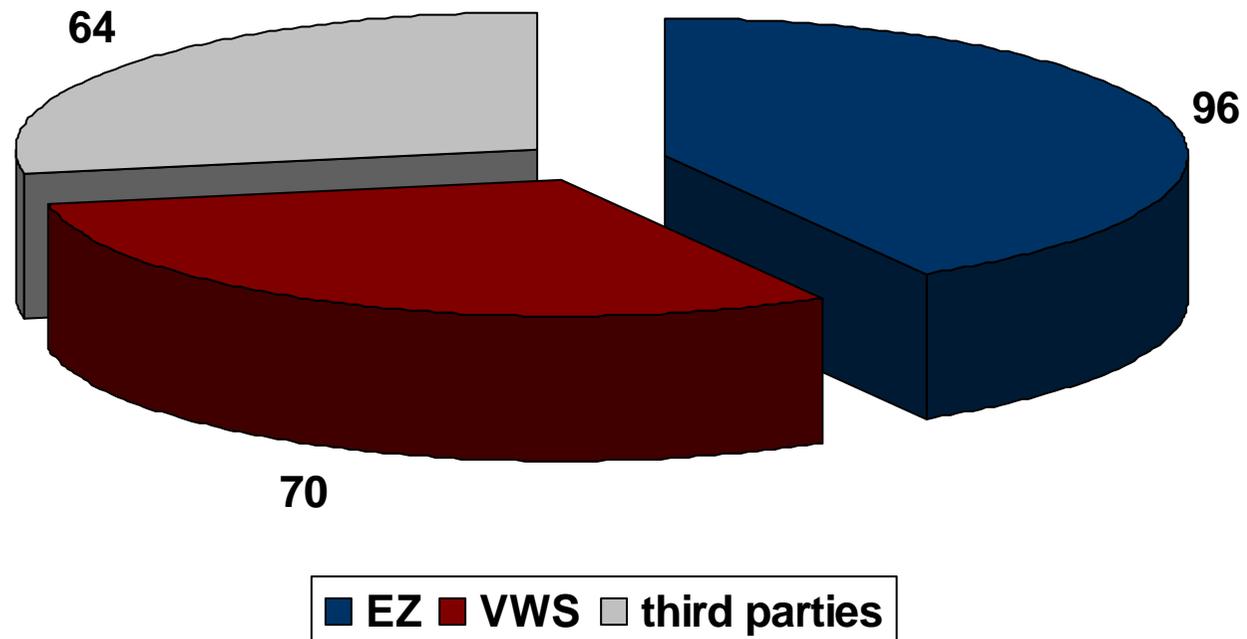


## **NVWA - facts and figures**

- 2155 fte in the whole organisation in 2012  
195 fte official veterinarians  
+ 50-60 fte approved veterinarians (155 on call)
- 300.000 establishments (130.000 inspections)
- samples:  $\pm$  370.000
- warnings, fines, etc:  $\pm$  23.000



## **budget in 2012 (€ 230 million)**





## **area of inspection: food, alcohol, tobacco**

- safety of food and drinks (incl. food fraud)
- safety of production and preparation
- import of safe primary products
- import of safe raw materials
- responsible alcohol consumption (until 2014)
- smoking prohibition at working place



# area of inspection: consumer products





## **area of inspection: consumer products**

- safety of toys, playing equipment
- safety of public attractions
- safety of cosmetics
- safety of household chemicals and biocides
- safety of electric and gas appliances
- safety of machines
- safety and hygiene of tattoo and piercing



## **area of inspection: animals, animal products**

- safety of meat and meat products
- safety of fish and fish products
- animal health (including animal diseases)
- animal welfare
- export certificates
- animal nutrition



## **area of inspection: plant health**

- plant health
- plant protection
- invasive species
- national reference center for plant health  
(incl. vectors of diseases)
- auditing of delegated tasks



## **area of inspection: primary production**

- inspections on farms (use of pesticides, vet. drugs, animal feed, farming practices)
- transport controls (animal welfare)
- fish quota verification



## **criminal investigation division**

- ± 110 fte
- special Investigative Services Act
- extensive powers and coercive measures (equal to police detectives) for intelligence and investigation
- focus on serious crime: complex, internationally oriented and organised fraud
- seizure of illegally obtained profits



## tasks of NVWA in crisis

- advisor to policy makers
- operational tasks
  - expert actions by trained employees (crisis teams)
  - co-operation with sectors
- risk communication:
  - science based /client oriented
- frequent evaluation during the actions:
  - documentation



## NVWA laboratories

Laboratory	fte	NRL	city
1 <b>food safety</b> + 2 (small <i>Trichinella</i> labs)	130	RIVM <sup>1</sup> Rikilt <sup>2</sup>	Wageningen
1 <b>plants</b>	50	√	Wageningen
2 <b>product safety:</b> - chemical, microbiological - physical, mechanical, electrical	20 20	√ (FCM)	Groningen Zwijndrecht

<sup>1</sup> microbiology (except *Campylobacter*)

<sup>2</sup> for pesticides, heavy metals, marine toxins, dioxins, PAHs, growth promoting agents, veterinary medicine residues, formulation testing, feedstuffs and GMO



## other tasks of NVWA

- ➔ BURO – 19 fte – risk assessment and research programming
- ➔ IAD – 11 fte – internal audits
- ➔ consumer complaints office (24/7) is used as an indicator for compliance and as additional tool for targeting inspections



## **import controls**

food of animal origin (article 14):

- border inspection posts
- advance warning
- documentary, identity, physical check

(Commission Decision 94/360/EC)



## notification prior to arrival (vet. & 15.5)

- business operator shall give prior notification of the consignment at the designated point of entry
- using the common entry document (CED/CVED)
- at least 1 working day prior to the physical arrival (sea)

**business operator is responsible**

The image shows a detailed form titled 'EUROPEAN COMMUNITY Common Entry Document, CED'. The form is divided into several sections for data entry, including:

- 1. Consignor:** Name, Address, Country (+ ISO code).
- 2. Consignee:** Name, Address, Postal code, Country (+ ISO code).
- 3. Importer:** Name, Address, Postal code, Country (+ ISO code).
- 4. Address of DPFA (destination point of arrival):** Name, Address, Postal code, Country (+ ISO code).
- 5. Means of transport:** Mode (Airplane, Ship, Railway wagon, Road vehicle), Registration No., License No., Plate No.
- 6. Declaration:** A section for the business operator to declare the accuracy of the information and the nature of the consignment.
- 7. Consignment details:** Description of consignment, Classification, Gross weight/Net weight, Number of packages, Type of packages.
- 8. Origin and destination:** Country of origin, Country from where consigned (ISO code), Place of destination, Name.
- 9. Person responsible for the load:** Name, Address, Country (+ ISO code).
- 10. DPFA (destination point of arrival):** Name, Address, Postal code, Country (+ ISO code).
- 11. Other payments:** Customs warehouse, Ship on/for warehouse, Ship equip, Ship.
- 12. Date and date of declaration:** Date of signature, Signature.



## Article 16

### Types of checks on feed and food of non-animal origin

1. The official controls referred to in Article 15(1) shall include at least a systematic documentary check, a random identity check and, as appropriate, a physical check.

## How? D, I and P check

### Documentary check

Examination of documents that must accompany the consignment based on EU legislation (15.5 & vet)



### Identity check

Visual inspection, ensure that accompanying certificates/ other documents tally with the labelling & content of the consignment



### Physical check

Check on the physical product, including sampling and laboratory analysis/ testing





## when: moment of entry

### Article 15.1

Based on annual national control plan:

Controls shall be carried out at all points of the chain

### Article 15.5

Based on list of procedure of article 62.3:

- D control on the moment of arrival at DPE
- I and P control on the formal moment of import

### Veterinary

All checks shall be carried on the moment of arrival at the DPE





# what: list of products

Art. 15.5 & vet: EU decides on products & frequency

Art. 15.1: MS make up their own list

COMMISSION REGULATION (EU) No 212/2010 of 12 March 2010 amending Regulation (EC) No 669/2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin (Text with EEA relevance)

## ANNEX

Annexes I and II to Regulation (EC) No 669/2009 are amended as follows:

1. Annex I is amended as follows:

(a) Part A is replaced by the following:

(A) Feed and food of non-animal origin subject to an increased level of official controls at the designated point of entry

Feed and food (intended use)	CN code (*)	Country of origin	Hazard	Frequency of physical and identity checks (%)
Groundnuts (peanuts) and derived products (feed and food)	1202 10 90, 1202 20 00, 2008 11	Argentina	Aflatoxins	10
Groundnuts (peanuts) and derived products (feed and food)	1202 10 90, 1202 20 00, 2008 11	Brazil	Aflatoxins	50
Trace elements (feed and food) (†)	2817 00 00, 2820, 2821, 2825 50 00, 2833 25 00, 2833 29 20, 2833 29 80, 2836 99	China	Cadmium and lead	50
Groundnuts (peanuts) and derived products (feed and food), in or as peanut butter (food)	1202 10 90, 1202 20 00, 2008 11	Ghana	Aflatoxins	50
— (cod): — Capsicum spp. (dried fruits thereof, whole or ground, including chillies, chilli powder, cayenne and paprika) — Myristica fragrans (nutmeg) — Zingiber officinale (ginger) — Curcuma longa (turmeric)	0904 20, 0908 10 00, 0908 20 00, 0910 10 00, 0910 30 00	India	Aflatoxins	50
Groundnuts (peanuts) and derived products (feed and food)	1202 10 90, 1202 20 00, 2008 11	India	Aflatoxins	10
Melon (cucurbit) seeds and derived products (†) (food)	ex 1207 99	Nigeria	Aflatoxins	50



**whom: skilled people, suitable equipment**

Reg. (EC) 882/2004



CHAPTER III  
TRAINING OF CONTROL STAFF

Article 51  
Training of control staff

1. The Commission may organise training courses for the staff of the competent authorities of Member States responsible for the official controls referred to in this Regulation. These training courses shall serve to develop a harmonised approach to official controls in Member States. They may include in particular training on:

- (a) Community feed and food law and animal health and animal welfare rules;
- (b) control methods and techniques, such as the auditing of systems that operators design to comply with feed and food law, animal health and animal welfare rules;
- (c) controls to be carried out on goods imported into the Community;
- (d) feed and food production, processing and marketing methods and techniques.



## where can I find a DPE/ BIP?

Art. 5: List of designated points of entry published:

➤ the NVWA website

<http://www3.vwa.nl/import/web/Aangewezen%20Controlen%20Locaties.pdf>

➤ the EU website

[http://ec.europa.eu/food/food/controls/increased\\_checks/national\\_links\\_en.htm](http://ec.europa.eu/food/food/controls/increased_checks/national_links_en.htm)



## official controls – Art. 8

- Without undue delay
- 100% D checks, within 2 days (NL – few minutes)
- I and P checks at random, percentage in conformity with annex I
- Results of physical checks must be available as soon as technically possible (NL – 3 days)



After completion of the checks:

- Complete Part II of the CED
- Stamp and sign the original of the CED
- Onward transport pending the results of the physical checks  
(consignment remains under the continuous control)

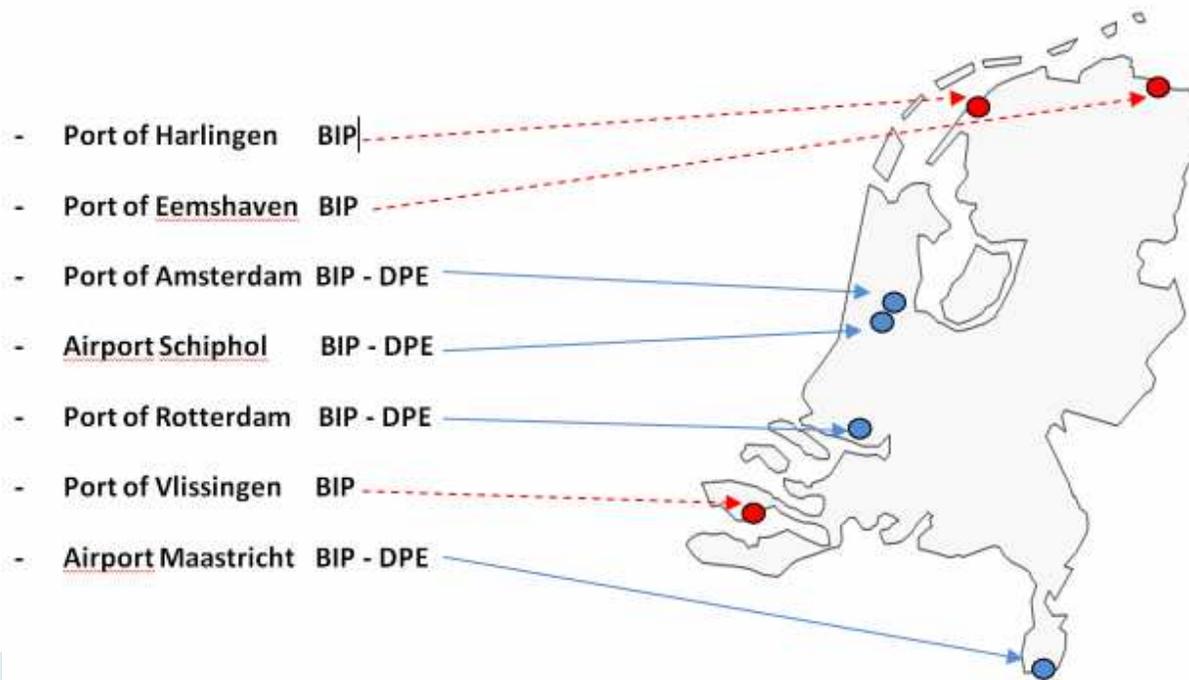


## DPE/BIP in The Netherlands

DPE: Designated Point of Entry

BIP: Border Inspection Post (veterinary)

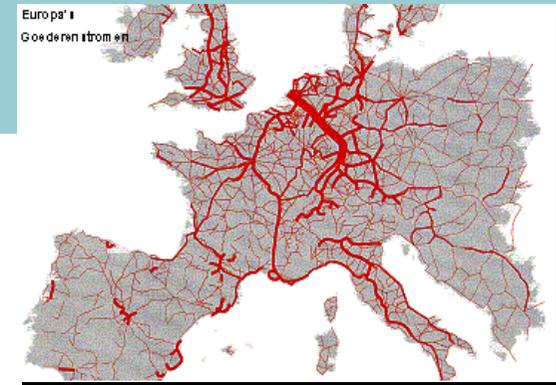
bulky feed- "flexible" within the DPE



### Article 17 Points of entry and prior notification

1. Member States shall, for the organisation of the official controls referred to in Article 15(5):

- designate particular points of entry in their territory which have access to the appropriate control facilities for different types of feed and food;



## port of Rotterdam

- one of the main ports of Europe
- one of the most important junctions of good flows
- annual throughput:
  - about 10 million TEU\*/ 400 million metric tons
- from (sea)vessel to road/rail/barge/pipe
- about 30.000 sea going vessels annually
- to be extended by 20% (Maasvlakte 2)

**need for good organization,  
fast logistics**

\*TEU = **T**wenty-foot **E**quivalent **U**nits



## cooperation with customs

	Customs	VWA
<b>Veterinary</b> Food Feed Animal health & welfare	D-check	<b>I- and F-check</b>
Stop designated products at the BIP: check to confirm the conformity with legislation		
<b>Non-veterinary</b> Food Feed Non food	D-check D-check	<b>I- and F-check</b> <b>I- and F- check</b> <b>D, I- and F-check</b>
Art. 15.5: Stop part of the listed products at the DPE to check on conformity. Art. 15.1: National control plan: no legal need for a DPE or to stop the goods		



# Common (Veterinary) Entry Document

15.5 and vet  
Prior notification of consignments:

Use of the electronic equivalent  
VGC (veterinary border control system)

ensures logistics/ the  
physical stream of goods

The image shows a detailed form titled 'EUROPEAN COMMUNITY Common Entry Document, CED'. The form is divided into several sections: 'Part II: Decision on consignment' and 'Part III: Control'. Part II includes sections for '1. Descriptive Check', '2. ACCEPTABLE for importation', '3. Full identification of DPA and official stamp', '4. Identity Check', '5. Laboratory tests', '6. ACCEPTABLE for infection import', '7. NOT ACCEPTABLE', '8. Check of Consular Documents (C/D)', '9. Compliance control', and '10. Official inspection'. Part III includes sections for '1. Details on consignment', '2. Follow up', and '3. Official inspection'. The form contains various checkboxes, text boxes, and stamps for recording inspection results and official actions.



## check points

at least the following facilities should be available:

- HACCP emplaced
- storage capacity
- equipment for unloading
- covered space and facilities
- office and internet facilities
- sanitary facilities for staff
- agreement to pay the fees

checked by  
the NVWA



## **import controls**

food of non-animal origin (Art. 15):

- regular controls (frequency based on risk)
- any place (point of entry, retail, importer's premises)
- documentary, identity, physical check



## **phyto-sanitary import inspections**

import of plants or plant products with phyto-sanitary certificate takes place at:

- point of entry
- place of destination (warehouses)

± 2,800 places of inspection



# **import controls**

## food of non-animal origin

- list of products with high risk profile Art. 15 (5)
- entry via designated entry points (DPE)
- prior warning (> 1 working day)
- frequency and nature of controls: Annex I to Commission Regulation (EC) No 669/2009 (by comitology)
- peanuts, spices, mangos, bananas, pears, peppers, aubergines, chilli (products), etc.



## **imports: decisions**

- detention (further analysis)
- recall (costly)
- special treatment (e.g. heat)
- re – dispatch (third country)
- regularisation (biogas, landfill)
- destruction



## residue requirements

- residue monitoring plan
- country must be listed
- compliance, FVO check
- MRL's can be found on the internet
- MRL's are harmonised



## **safeguard measures for products of animal origin**

- Com. Dec. 2002/994/EC – products of animal origin – China (amended by Comm. Dec. 2009/799/EC)
- Com. Dec. 2002/805/EC – milk powder - Ukraine
- Com. Dec. 2006/27/EC – meat & meat products of equidae - Mexico
- Com. Dec. 2006/236/EC – fishery products – Indonesia (amended by Comm. Dec. 2008/660/EC)
- Com. Dec. 2007/642/EC - fishery products – Albania
- up-to-date list is available



## **safeguard measures for products of non animal origin**

- Com. Dec. 97/830/EC- pistachio's - Iran (2003/551/EC)
- Com. Dec. 2000/49/EC- peanuts - Egypt (2003/580/EC)
- Com. Dec. 2002/80/EC- hazelnuts, dried figs, pistachio's - Turkey (2003/552/EC)
- Com. Dec. 2002/79/EC- peanuts - China (2003/550/EC)
- Com. Dec. 2003/493/EC Brazil nuts in shell - Brazil



**thank you for your attention**

**contact**

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