II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 3 June 1992

amending Decision 92/91/EEC of 6 February 1992 on certain protective measures with respect to scallops originating in Japan

(92/293/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 90/675/EEC of 10 December 1990 laying down the principles governing the organization of veterinary checks on products entering the Community from third countries [1], modified by the Directive 91/496/EEC [2], and in particular Article 19 thereof,

Whereas Commission Decision 92/91/EEC of 6 February 1992 on certain protective measures with respect to scallops originating in Japan [3], prohibit the importation of scallops and other bivalve molluscs of the *Pectinidae* family originating in Japan ;

Whereas the presence of paralytic toxin (PSP) and diarrhoeic toxin (DSP) has been recorded on several occasions in consignments of bivalve molluscs other than *Pectinidae* imported from Japan ;

Whereas the levels of toxin observed can constitute a danger to public health ; whereas the necessary protective measures should be adopted at Community level ;

Whereas in the absence of health guarantees from the Japanese authorities imports of other molluscs from Japan should be prohibited ;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION :

Article 1

Article 1 of Decision 92/91/EEC is replaced by :

'Article 1

Member States shall prohibit the importation of consignments of bivalve molluscs and marine gasteropods, originating in Japan.'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 3 June 1992.

For the Commission

Ray MAC SHARRY

Member of the Commission

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(1) OJ No L 373, 31. 12. 1990, p. 1.
(2) OJ No L 268, 24. 9. 1991, p. 56.
(3) OJ No L 32, 8. 2. 1992, p. 37.