# COMMISSION DECISION

**of 30 April 1999**

**amending Decision 87/257/EEC on the list of establishments in the United States of America approved for the purpose of importing fresh meat into the Communiy and amending Council Decision 79/542/EEC drawing up a list of third countries from which the Member States authorise imports of bovine animals, swine, fresh meat and meat products**

*(notified under document number C(1999) 1165)*

**(Text with EEA relevance)**

(1999/301/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries [1], as last amended by Directive 97/79/EC [2], and in particular Article 3(1), Article 4(1) and Article 18(1) thereof,

Having regard to Council Directive 96/22/EC of 29 April 1996 concerning the prohibition on the use in stock farming of certain substances having a hormonal or thyrostatic action and of beta-agonists, and repealing Directives 81/602/EEC, 88/146/EEC and 88/299/EEC [3], and in particular Article 11 thereof,

(1) Whereas a list of establishments in the United States of America, approved for the purpose of importing fresh meat into the Community, was drawn up initially by Commission Decision 87/257/EEC [4], as last amended by Decision 1999/220/EC [5]; whereas that list may be amended at any time in the light of the results of Community inspections carried out in the United States of America;

(2) Whereas routine inspections made in application of Article 5 of Directive 72/462/EEC have revealed that the level of hygiene of certain establishments may be considered to be satisfactory; whereas these establishments may therefore be maintained or entered on the said list;

(3) Whereas the list of establishments must be amended accordingly;

(4) Whereas Member States can only import fresh meat including offal from third countries or parts of third countries appearing on a list established by the Council upon a proposal from the Commission;

(5) Whereas the list of these third countries or parts thereof is contained in Council Decision 79/542/EEC [6], as last amended by Commission Decision 1999/236/EC [7];

(6) Whereas the United States of America appears on this list as a third country from which the Member States are authorised to import fresh meat and meat products;

(7) Whereas Directive 96/22/EC prohibits the use of certain substances having a hormonal action for growth promotion;

(8) Whereas the import of fresh meat from third countries in which the use of certain substances having a hormonal action for growth promotion is not prohibited is subject to the presentation of guarantees at least equivalent to the rules laid down for Community production;

(9) Whereas several inspection missions carried out in the United States of America have revealed deficiencies in the implementation of the conditions agreed between the United States of America and the European Community for control of residues;

(10) Whereas sampling and analyses, for detection of residues of hormones in fresh bovine meat and liver imported from the United States of America intended for human consumption, have shown the presence of xenobiotic growth promoting hormones;

[1] OJ L 302, 31.12.1972, p. 28.
[2] OJ L 24, 30.1.1998, p. 31.
[3] OJ L 125, 23.5.1996, p. 3.
[4] OJ L 121, 9.5.1987, p. 55.
[5] OJ L 80, 25.3.1999, p. 29.
[6] OJ L 146, 14.6.1979, p. 15.
[7] OJ L 87, 31.3.1999, p. 13.

(11) Whereas the situation requires an immediate intensification of import checks for residues of growth-promoting hormones to be carried out on fresh bovine meat including offal imported from the United States of America; whereas the intensity and organisation of these checks have been set down in Decision 1999/302/EC [1];

(12) Whereas in circumstances like those described above, the relevant Community legislation and international agreements applicable in this case enable the European Community to suspend imports from the United States of America; whereas a limited period of time should be provided for the United States of America to take the necessary measures and action required to satisfy objectively that the level of sanitary protection applied in the European Community is respected;

(13) Whereas the United States of America should therefore be suspended from the list of third countries from which the Member States are authorised to import fresh bovine meat for human consumption with effect from 15 June 1999; whereas, suspension of imports, in the circumstances of the present case, is the only type of measure that is reasonably available to the European Community;

(14) 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*

The Annex to Decision 87/257/EEC is hereby replaced by the Annex hereto.

*Article 2*

Part I of the Annex to Decision 79/542/EEC is amended as follows:

1. the line

'US | United States of America | × | × | × | × | × | × | × | × | × | # | # | # | XR(b)'

is replaced by:

'US | United States of America | s | × | × | × | × | × | × | × | × | # | # | # | XR(b)';

2. the following footnote is added after 'o = unauthorised';

's = suspended for export of product for human consumption'.

*Article 3*

The Member States shall alter the measures they apply in trade in order to bring them into line with Article 2 of this Decision and Decision 1999/302/EC. They shall immediately inform the Commission thereof.

*Article 4*

The provisions of Article 2 shall be reviewed following information on the evolution of the situation and guarantees supplied by the competent authorities of the United States of America.

*Article 5*

1. Article 1 shall apply from the date of notification of this Decision.
2. Article 2 shall apply from 15 June 1999.

*Article 6*

This Decision is addressed to the Member States.

Done at Brussels, 30 April 1999.

*For the Commission*

Karel VAN MIERT

*Member of the Commission*

[1] See page 58 of this Official Journal.

*ANNEX*

**List of establishments in the United States of America approved for the purpose of importing fresh meat into the Community**

| Approval Number | Establishment/address | Category (*) | | | | | | | SR |
|---|---|---|---|---|---|---|---|---|---|
| | | SL | CP | CS | B | S/G | P | SP | |
| 3 W | Swift & Company, Worthington, MN | × | × | | | | × | | 10(a), T |
| 53 | American Freezer Services, Norfolk, NE | | | × | | | | | 1 |
| I-113 | US Cold Storage, Philadelphia, PA | | | × | | | | | 1 |
| I-149 | C W Storage, Albany, NY | | | × | | | | | 1 |
| I-182 | Garden State Cold Storage Inc., Mullica Hill, NJ | | | × | | | | | 1, TF |
| I-183 | Blue Grass Inspection Service, Philadelphia, PA | | | × | | | | | 1 |
| I-195 | Rosenberger's Cold Storage Inc., Hatfield, PA | | | × | | | | | 1 |
| 244 P | Transcontinental Cold Storage, Perry, IA | | | × | | | | | 1, TF |
| 244 W | IBP, Waterloo, IA | × | × | | | | × | | 5, 16, TF |
| 245 L | IBP, Lexington, NE | × | × | | × | | | | 14 |
| I-305 | Georgia Ports Authority, Savannah, GA | | | × | | | | | 1 |
| 320M | Premium Standard Foods, Milan, MO | × | × | | | | × | | T |
| I-335 | Service Cold Storage, Miami, FL | | | × | | | | | 1 |
| 382G | Smithfield Packing Co., Norfolk, VA | | | × | | | | | 1 |
| 410 | Green Bay Dressed Beef Inc., Green Bay, WI | × | | | × | | | | 10 |
| E-713 | Central Nebraska Packing Inc., North Platte, NE | × | × | | | | | × | 15 |
| 889 A | J.F. O'Neill Packing Co., Omaha, NE | × | × | | × | | | | 14 |
| 1620 | Quality Pork Processors Inc., Austin, MN | × | | | | | × | | 7, 13 |
| E-2018 | Dallas Crow Inc., Kaufman, TX | × | × | | | | | × | 15 |
| 2508 | The Bruss Company, Chicago, IL | | × | | × | | × | | |
| 3056 | Termicol Inc., Wallula, WA | | | × | | | | | 1 |
| 3131 | Minnesota Freezer Warehouse Company, Worthington, MN | | | × | | | | | 1, TF |
| 3136 | Cloverleaf Cold Storage of Fairmont, Fairmont, MN | | | × | | | | | 1, TF |
| 3149 | Milliard Refrigerated Services, Des Moines, IA | | | × | | | | | 1, TF |
| 3157 | Des Moines Cold Storage Co. Inc., Des Moines, IA | | | × | | | | | 1, TF |
| 3158 | Freezer Services Inc., Amarillo, TX | | | × | | | | | 1 |
| 3161 | Monument Distribution Warehouse Inc., Indianapolis, IN | | | × | | | | | 1 |

| Approval Number | Establishment/address | Category (*) | | | | | | | SR |
|---|---|---|---|---|---|---|---|---|---|
| | | SL | CP | CS | B | S/G | P | SP | |
| 3170 | Logansport Refrig Services, Logansport, IN | | | × | | | | | 1 |
| 3190 | American Freezer Services Inc., Fremont, NE | | | × | | | | | 1 |
| 3198 | Milliard Refrigerated Services, Denison, IA | | | × | | | | | 1 |
| 3215 | Napoleon Warehouse Inc., Napoleon, OH | | | × | | | | | 1 |
| 3216 | Freezer Services Inc. of Texas, Garden City, KS | | | × | | | | | 1 |
| 3229 | Iowa Beef Processors Inc., Emporia, KS | | | × | | | | | 1 |
| 3241 | AMC Warehouses, Grand Prairie, TX | | | × | | | | | 1 |
| 3245 | United Refrigerated Services, Marshall, MO | | | × | | | | | 1 |
| 3261 | Rosenberger's Cold Storage Inc., Hatfield, PA | | | × | | | | | 1 |
| 3283 | Industrial Cold Storage, 2625 West 5th St., Jacksonville, FL | | | × | | | | | 1 |
| 3338 | Millard Refrigerated Services, Iowa City, IA | | | × | | | | | 1 |
| 3363 | Millard Refrigerated Services, Friona, TX | | | × | | | | | 1 |
| 3396 | Americold, Bettendorf, IA | | | × | | | | | 1 |
| 3397 | Alford Refrigerated Warehouse, Richardson, TX | | | × | | | | | 1 |
| 3398 | Millard Refrigerated Services, Grand Island, NE | | | × | | | | | 1 |
| 3407 | Bell Cold Storage, St Paul, MN | | | × | | | | | 1 |
| 3431 | Texas Cold Storage, Fort Worth, TX | | | × | | | | | 1 |
| 3447 | Mohawk Cold Storage Division, Wauwatosa, WI | | | × | | | | | 1 |
| 3475 | Atlas Cold Storage, Green Bay, WI | | | × | | | | | 1 |
| 3505 | Dakota Cold Storage, Huron, SD | | | × | | | | | 1 |
| 3535 | Ashland Cold Storage Co., Chicago, IL | | | × | | | | | 1 |
| 3552 | Cloverleaf Cold Storage Co. (No 2), Sioux City, IA | | | × | | | | | 1 |
| 3554 | Cloverleaf Cold Storage Co., Sioux City, IA | | | × | | | | | 1 |
| 3555 | Cloverleaf Cold Storage Co. (No 5), Sioux City, IA | | | × | | | | | 1, TF |
| 3573 | Albert Lea Freezer Warehouse Co., Albert Lea, MN | | | × | | | | | 1, TF |
| 3610 | Millard Refrigerated Services, Dodge City, KS | | | × | | | | | 1 |
| 3688 | Newport St Paul Cold Storage, Newport, MN | | | × | | | | | 1 |
| 3707 | United States Cold Storage Inc., Omaha, NE | | | × | | | | | 1 |
| 3738 | Artesian Ice and Cold Storage Co., St Joseph, MO | | | × | | | | | 1, TF |

| Approval Number | Establishment/address | Category (*) | | | | | | | SR |
|---|---|---|---|---|---|---|---|---|---|
| | | SL | CP | CS | B | S/G | P | SP | |
| 3748 | Cloverleaf Cold Storage Co., Sioux City, IA | | | × | | | | | 1 |
| 3854 | Merchants Refrigerating Co., Vinita Park, MO | | | × | | | | | 1 |
| 3860 | Central Storage and Warehouse Inc., Eau Claire, WI | | | × | | | | | 1 |
| 3871 | York Cold Storage Co., York, NE | | | × | | | | | 1 |
| 3910 | United States Cold Storage, East Peoria, IL | | | × | | | | | 1 |
| 3942 | Wilkerson Cold Storage, Lubbock, TX | | | × | | | | | 1 |
| 4104 | Goldberg & Solovy Foods, 5925 Alcor, CA 90058 | | × | | × | | | | |
| 4816 | Frontier Game Company, Whiteface, TX | × | × | | × | | | | |
| E-7041 | Beltex Corporation, Fort Worth, TX | × | × | | | | | × | 15, 18 |
| 7271 | Custom Meat Corp., Dallas, TX | | × | | × | × | × | | |
| 8904 | Bell Cold Storage, St Paul, MN | | | × | | | | | 1 |
| 8984 | Provimi Veal Corp., Seymour, WI | × | × | | × | | | | 3 |
| 9400 | Taylor Packing Inc., Wyalusing, PA | × | × | | × | | | | 9 |
| 13182 | Millard Refrigerated Services, Omaha, NE | | | × | | | | | 1, TF |
| 13225 | Quality Refrigerated Services, Omaha, NE | | | × | | | | | 1 |
| 13331 | Millard Processing Services, Omaha, NE (West) | | | × | | | | | 1, TF |
| 13531 | Beef America Operating Co., York, NE | | × | | × | × | × | | |
| E-15849 | Cavel International, De Kalb, IL | × | × | | | | | × | 15 |
| 17054 | RCS/Smithfield Inc., Smithfield, VA | | | × | | | | | 1 |
| 17068 | US Coldstorage, Cumberton, NC | | | × | | | | | 1 |
| 17354 | CSW Central Storage & Warehouse Co. Inc., Madison, WI | | | × | | | | | 1 |
| 17461 | Millard Refrigerated Services, Greeley, CO | | | × | | | | | 1 |
| 17624 | Wiscold Inc. Rochelle, Rochelle, IL | | | × | | | | | 1, TF |
| 17756 | Millard Refrigerated Services, Sioux City, IA | | | × | | | | | 1, TF |
| 17993 | Richmond Cold Storage, 5501 Corrugated Road, Sandston, VA | | | × | | | | | 1, TF |
| 18163 | Quality Refrigerated Services, Spencer, IA | | | × | | | | | 1, TF |
| 18265 | Alford Refrigerated Warehouses, Houston, TX | | | × | | | | | 1 |
| 18294 | Marshall Cold Store, Marshalltown, IA | | | × | | | | | TF, 1 |

| Approval Number | Establishment/address | Category (*) | | | | | | | SR |
|---|---|---|---|---|---|---|---|---|---|
| | | SL | CP | CS | B | S/G | P | SP | |
| 18435 | Carolina Cold Storage, Tar Heel, NC | | | × | | | | | TF, 1 |
| 18674 | Millard Refrigerated Services, Edwardsville, KS | | | × | | | | | 1, TF |
| 18793 | Cloverleaf Cold Storage, Austin, MN | | | × | | | | | TF, 1 |
| 18859 | North American Bison Cooperative, New Rockford, ND | × | × | | × | | | | |
| 18930 | Jacintoport Corp., 16203 Peninsula Blvd, Houston, TX | | | × | | | | | 1 |
| 18986 | Alford Refrigerated Warehouse, Laporte, TX | | | × | | | | | 1, TF |
| 19086 | Gress Refrigerated Services, Scranton, PA | | | × | | | | | 1 |
| 19087 | Inter Cities Cold Storage, Inc., Pittston, PA | | | × | | | | | 1 |
| 19246 | Cloverleaf Cold Storage, Sioux City, IO | | | × | | | | | 1, TF |
| 19288 | United States Cold Storage, PO Box 242, Milford, DE | | | × | | | | | 1 |
| 19470 | Nordic Warehouse Inc., 403 Commerce Ct., Goldsboro, NC | | | × | | | | | 1, TF |
| 19593 | Ball Packing Inc., Idaho Falls, ID | | | × | | | | | 1 |
| 19690 | T&T Freezers, 2192 NV Blvd, Vineland, NJ | | | × | | | | | 1 |
| 19797 | Burris Refrigerated Svcs, Gilbert Rd, Benson, NC | | | × | | | | | 1, TF |
| 19870 | United States Cold Storage, PO Box 627, Warszaw, NC | | | × | | | | | 1 |
| 20012 | Lakeway International Food Group LLC, Omaha, NE | | × | | × | | | | |
| 20190 | Interstate Warehousing, Newport News, VA | | | × | | | | | 1 |
| 20374 | Quality Refrigerated Services, Omaha, NE | | | × | | | | | 1 |

(*) SL: Slaughterhouse
CP: Cutting premises
CS: Coldstore
B: Bovine meat
S/G: Sheepmeat/Goatmeat
P: Pigmeat
SP: Meat from solipeds
SR: Special remarks

1 = Only storage of meat already finally packaged in approved slaughtering or cutting establishments.
2 = Offal only.
3 = Also for sliced bovine livers.
4 = Only sliced bovine livers.
5 = Tongues, hearts and carcase meat only.
6 = Tongues, hearts and kidneys only.
7 = Tongues, hearts, kidneys and livers only.
8 = Tongues, hearts, kidneys, livers and brains only.
9 = Tongues, hearts, stomachs and carcase meat only.
10 = Tongues, hearts, kidneys, livers and stomachs only.
10(a) = Tongues, hearts, kidneys, livers, stomachs and carcase meat only.
11 = Carcase meat, tongues, hearts, kidneys, livers and brains only.
12 = Hearts and stomachs only.
13 = Only packaged offal which has undergone the freezing treatment provided for in Article 3 of Directive 77/96/EEC.
14 = Offal excluded.
15 = Livers and kidneys excluded.
16 = Only carcase meat and packaged offal which has undergone the freezing treatment provided for in Article 3 of Directive 77/96/EEC.
17 = Tongues, hearts, kidneys, livers, brains and tails.
18 = Bison included.
TF = The establishments with the indication 'TF' are authorised, within the meaning of Article 4 of Directive 77/96/EEC, to perform the freezing treatment provided for in Article 3 of the same Directive.
T = This establishment is authorised, within the meaning of Article 4 of Directive 77/96/EEC, to perform the examination for detection of trichinae provided for in Article 2 of the abovementioned Directive.