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Delegations will find attached document D045867/03 ANNEX 1.

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EUROPEAN
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ANNEX 1

ANNEX

to the

COMMISSION REGULATION (EU) .../...

**amending Annexes IV and X to Regulation (EC) No 999/2001 of the European
Parliament and of the Council laying down rules for the prevention, control and
eradication of certain transmissible spongiform encephalopathies**

ANNEX

Annexes IV and X to Regulation (EC) No 999/2001 are amended as follows:

(1) Annex IV, Chapter IV is amended as follows:

(a) In Section A, point (a) is replaced by the following:

'(a) the fishmeal must be produced in processing plants dedicated exclusively to the production of products derived from:

(i) aquatic animals, except sea mammals,

(ii) farmed aquatic invertebrates other than those that fall within the definition of 'aquatic animals' provided for in Article 3(1)(e) of Directive 2006/88/EC, or

(iii) starfish of the species *Asterias rubens* which are harvested in a production area as defined in Annex I point 2.5 of Regulation 853/2004 and classified accordingly;'

(b) In Section E, point (a) is replaced by the following:

'(a) the fishmeal used in milk replacers shall be produced in processing plants dedicated exclusively to the production of products derived from:

(i) aquatic animals, except sea mammals,

(ii) farmed aquatic invertebrates other than those that fall within the definition of 'aquatic animals' provided for in Article 3(1)(e) of Directive 2006/88/EC, or

(iii) starfish of the species *Asterias rubens* which are harvested in a production area as defined in Annex I point 2.5 of Regulation 853/2004 and classified accordingly.

The fishmeal used in milk replacers shall comply with general conditions laid set out in Chapter III.'

(2) In Annex X, in Chapter C, the fourth indent of the second paragraph of point 4 is deleted.