

Orders & Notifications

ORDER No. 1054 dated 1st October, 2002

S.O.1054(E) Whereas, in exercise of the powers conferred by Section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the Central Government is of the opinion that it is necessary and expedient to do so for the development of export trade of India that 'Bivalve Molluscs' should be subject to quality control and inspection for export.

2. And, whereas it is necessary to maintain the highest quality standards and stipulated health requirements that would encompass the standards prescribed in unified Directive no 91/492/EEC dt. 15th July '1991 etc.
3. And whereas, Bivalve Molluscs freshly caught are in principle, free of contamination and micro-organisms;
4. And whereas, however contamination and subsequent decomposition may occur when handled and treated unhygienically;
5. And whereas, therefore the essential requirements should be laid down for correct hygienic handling of fresh Bivalve Molluscs at all stages of production and during harvesting, handling, storage, transport.
6. And whereas, it is the responsibility primarily of the fisheries industries to ensure that Bivalve Molluscs meet the health requirements laid down in the proposals;
7. And whereas, it is expedient that this control measures should be introduced to guarantee the uniform application and to ensure smooth operation of the proposals, the measures should apply in an identical manner;
8. And whereas, provision should therefore be made for procedure for monitoring to ensure the above based conditions of equivalence;
9. And whereas, the Government nominated competent authority should ensure the effective compliance of the quality standards in the country;
10. And whereas, the Central Government has formulated proposals specified below for the said purpose and has forwarded the same to the Export Inspection Council as required by sub-rule (2) of Rule 11 of the Export (Quality Control and Inspection) Rules, 1964;
11. Now, therefore, in pursuance of the said sub-rule, the Central Government hereby publishes the said proposals for information of the general public to be affected thereby, and Notice is hereby given that any person who desires to make any objection or suggestion with respect to the said proposals may forward the same within 30 days of the date of publication of this Order in the Official Gazette to the Export Inspection Council of India, 3rd Floor, New Delhi YMCA Cultural Centre Building, 1, Jai Singh Road, New Delhi - 110001

PROPOSALS

1. to notify that Bivalve Molluscs shall be subject to quality control or inspection prior to export;
2. to specify the type of quality control and inspection in accordance with the draft Export of Bivalve Molluscs (Quality Control, Inspection and Monitoring) Rules, 2002 set out in the Annexure appended to this Order;
3. to recognise the specifications as set out in Schedule as appended to this Order as the standard specification for Bivalve Molluscs; and
4. to prohibit the export of Bivalve Molluscs in the course of International trade unless they are produced and manufactured in a unit approved by the Export Inspection Agency established under Section 7 (1) of the Export (Quality Control and Inspection) Act, 1963

SCHEDULE

Specification for Bivalve Molluscs recognised as per Section 6 of the Export (Quality Control and Inspection) Act, 1963 shall be –

- a) National standards of the importing countries;
Or
- b) Contractual specifications agreed to between the foreign buyer and the exporters provided the same is satisfying the health requirements of the importing countries;
- c) In the case of any Bivalve Molluscs for which no standard is available at (a) & (b) above, the standard formulated by an Expert Committee consisting of the following members shall be made applicable :
 - Representative from Export Inspection Agency (Convenor)
 - Representative from the Marine Products Export Development Authority. (MPEDA)
 - Representative from the Central Institute of Fisheries Technology – Cochin (CIFT)
 - Representative from the trade.