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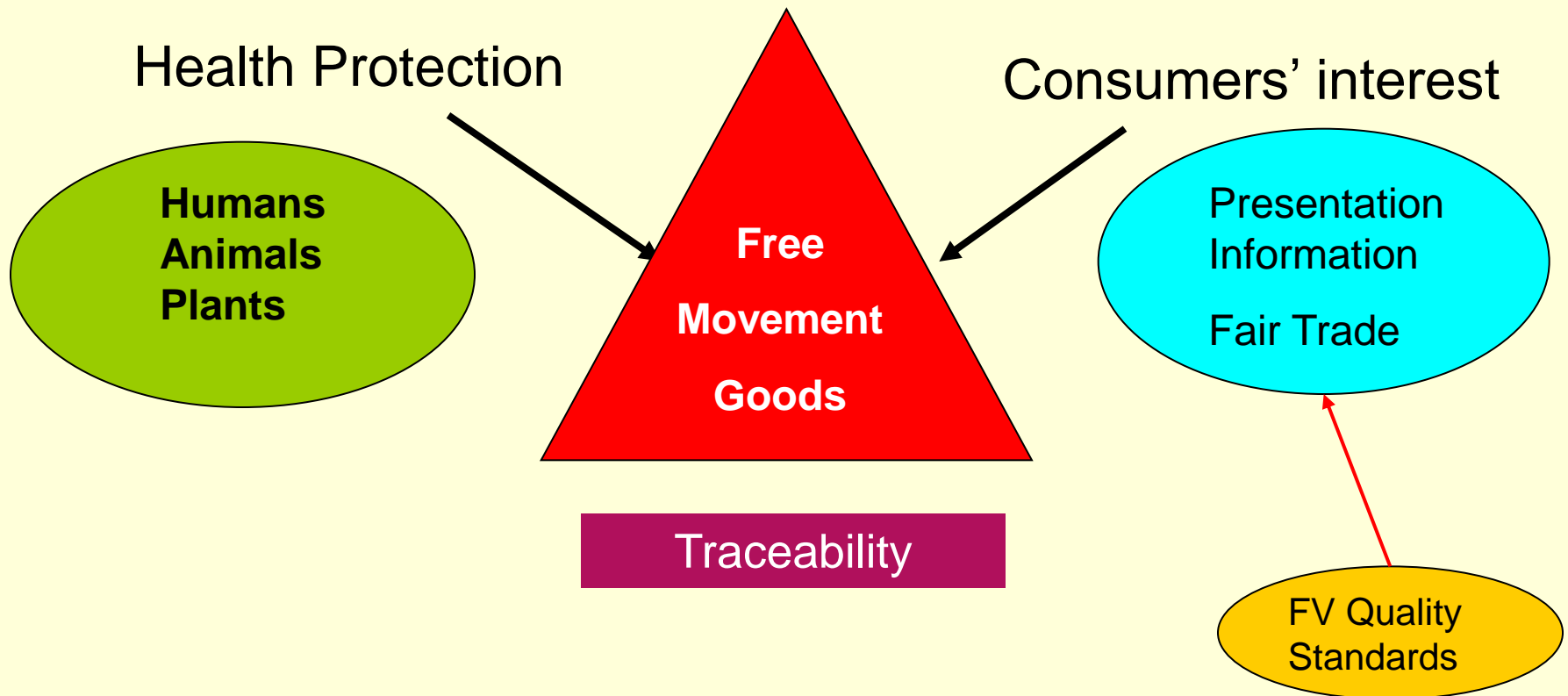
FFV CONFORMITY CONTROL SPANISH ORGANIZATION



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EU Food law principles





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FFV Marketing Standards

The use of FV Marketing Standard provides a reference framework that encouraged fair trading and market transparency.

The use of MS eliminates products of unsatisfactory quality from the market and the compliance with these standards helps to improve the profitability of production and to defend consumers' interest.





Main items FFV R(EU) 543/2011

- ❑ The **coordination authority** (art 9).
- ❑ The **trader database** (art 10). A list of traders with relevant information to the risk analysis.
- ❑ The **risk analysis** (art 11), that results in initial frequencies of **checks** applied to the traders.



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Coordination authorities - Inspection bodies

- Each Member State should designate the inspection bodies responsible for carrying out conformity checks at each stage of marketing.
- One of inspection body must be responsible for contacting and coordinating all inspection bodies.





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UNITED NATIONS
ECONOMIC COMMISSION FOR EUROPE

Trader database

- Member States shall set up a database on traders in fruit and vegetables, which shall list the traders involved in the marketing of fruit and vegetables.





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UNITED NATIONS
ECONOMIC COMMISSION FOR EUROPE

Conformity checks based o risk analysis

Member States shall ensure that conformity checks are carried out selectively, **based on a risk analysis**, and with appropriate frequency, so as to ensure compliance with the marketing standards and other provisions of this Title and of Articles 113 and 113a of Regulation R(EC) No 1234/2007.





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FFV Regulation

EU Regulations

- R(EC) 1234/2007 Common Market Organization
- R(EC) 543/2011 Implementing rules for fruits and vegetables regime.



Spanish Regulations

- **R.D. 1456/2005**, administrative regulation for Regional and Provincial Departments of Foreign Trade.
- **O. PRE/3026/2003 y O. ITC/2869/2009** inspection and control rules for Regional and Provincial Departments of Foreign Trade.
- **Regional Regulations**



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COORDINATION AUTHORITY SOIVRE



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SOIVRE

Coordination Authority -Central Inspection Body

Responsible for **Inspection** of

- Commercial Quality of Food. (**Frutis and Vegetables** and others)
- **Use Security Control** of import industrial products
(Toys, protective equipment, electrical equipment, clothes, shoes)
- **CITES** (Management Authority).
- **Technical Assistance** to traders.





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SOIVRE

Central Inspection Body

Organization

-Appointed by Spanish government
(1934 to support Spanish citrus exports).

Structure

- Central Services (State Secretariat of Foreign Trade)
 - Peripheral network: 31 Technical Offices
 - (checkpoints over 140) so called
 - “Border facilities for Goods and Foods Control”.
- **Connected to international commercial network**
(Spanish overseas Economic and Trade Offices)





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Coordination authority.

General Directorate of Commercial Policy (**SOIVRE Department**) is the single, competent authority responsible for coordination in the area of checks on conformity to marketing standards (R EU 543/2011).





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SOIVRE

Central Inspection Body

Human resources

- Technical staff**
 - Inspectors
 - Technical inspectors

Both of them are civil servants with an university degree. They must pass public examinations.

Material resources

- Laboratory network**
- Other equipment**



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SOIVRE

Central Inspection Body

FFV production areas



31 SOIVRE offices





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SOIVRE

Central Inspection Body

Laboratory network

Main laboratories are certified according to ISO 17025 standards to carry out analysis such as

- Pesticides residues for fruit and vegetables.
- Heavy metals.
- Oils identification
- Chemical substances in toys.
- Others.





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SOIVRE

Central Inspection Body

Technical Assistance

Information about

- Export / Import Technical requirements.
- Statical data.
- Publications





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Spanish Administrative Structure

- Central Government
 - SOIVRE .
 - Coordination Authority
 - Central Inspection body.

- 17 Regional Governments and 2 Autonomus cities
 - Regional Inspection Bodies.



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TRADER DATABASE



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Trader database

- Spanish government set up a database on traders involved in the marketing of fruit and vegetables (their activities can cover distance selling, export /import to/from third countries...)
- Database is under control of Soivre as coordinating authority.
- Soivre ensures database registers, its elements and their updating are uniform and are done using information collected during conformity checks.
- Database information is shared with regional authorities at different level.





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Trader database

There are four **types of traders** included in the Spanish database:

- Packers.
- Wholesalers at origin.
- Wholesalers at destination.
- Importers.

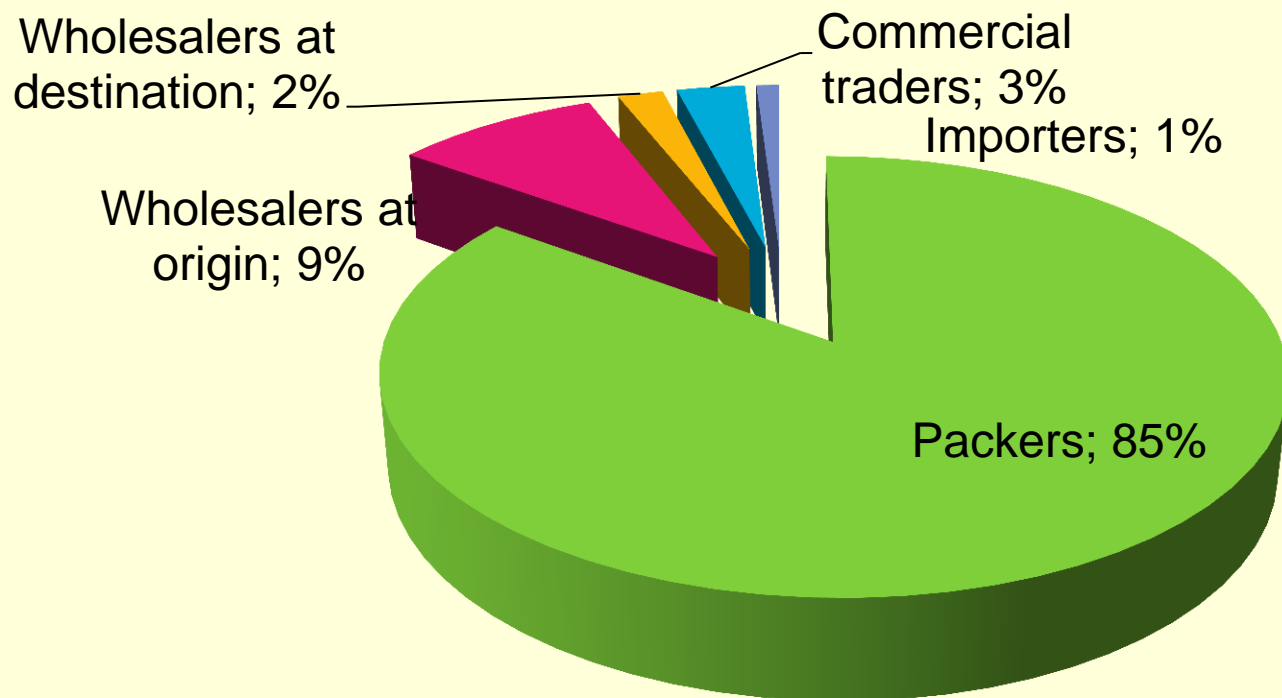
Retailers are neither included in the database nor in the control programmes.



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Trader database





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RISK ANALYSIS CONFORMITY CHECKS



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Risk Analysis - Conformity Checks





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Marketing Standard Conformity vs. Unfair Trade

EU Standard R(EC) 543/2011

- Specific Marketing Standard

(10 products: apples, citrus, kiwi, lettuces-endivias, peaches-nectarines, pears, strawberries, sweet peppers, table grapes, tomatoes)

- General Marketing Standard

UNECE FV Standards (not compulsory)





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Risk Analysis - Conformity Checks

- Checks on conformity to marketing standards will be carried out at **all marketing stages**, in order to verify that products are conformed to MS.

EU - Internal Market // Import - Export

- The conformity checks are carried out selectively, **based on a risk analysis**, and with appropriate frequency, so as to ensure compliance with the marketing standards.





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Risk Analysis

How to assess the risk? - Risk factors (I)

- **Product:** nature, price, the volume of the lot.
- **Operations:** the packing and handling operations, the storage conditions, the means of transport.
- **Company:** the size of the trader, their position in the marketing chain, the volume or value marketed.
- **Production:** the weather conditions, the period of production, the country of origin.





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Risk Analysis

How to assess the risk? - Risk factors (II)

- **Findings** made during previous checks including the number a type of defects found.
- **Quality self control system**: The reliability of traders' quality assurance systems or self checking systems related to the conformity to marketing standards.





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Risk Management

Apply on Traders's Database

Traders Clasification according to risk factors

As result:

Conformity check programme.





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Conformity Check Programme

- Check frequency
- Priority to high risk traders
- Inspection visits records are entered into traders database system
- Problems found on visits to traders are taken into account in traders classification.
- Surveillance based on signal, disappointing results.





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Conformity Checks Program

EU Trade and Internal Market Inspection

Responsibility: shared by Soivre and Regional Inspection Bodies.

- Place: Pack stations (Companies)
Markets (Regional administration only)

Third Countries Trade (export – import)

- Responsibility: Soivre
- Places: Pack Stations and Border Inspection Points.



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Internal Market Control

Regional Inspection bodies

- The inspection bodies in Autonomous Communities carry out **conformity controls** at:
 - **Expedition and distribution level**: producers and packers and wholesalers (Regular controls by the Regional Government).
 - **Retailer level** (occasional controls by the Regional Ministries of Health and Consumption and the Municipalities).



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What checking? - FFV Standards

- **Company Documents**
(Quality Self Control System)
- **Products**. EU marketing standards compliance.





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Packing Stations





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Approved traders

Member States may authorise traders classified in the lowest risk category and providing special guarantees on conformity to marketing standards to use a logo in the labelling of each package at the stage of dispatch and/or to sign the conformity certificate.



European Union marketing standard for fresh fruit and vegetables

No (of the approved trader)

(Member State)



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CONFORMITY CHECK EXPORT – IMPORT

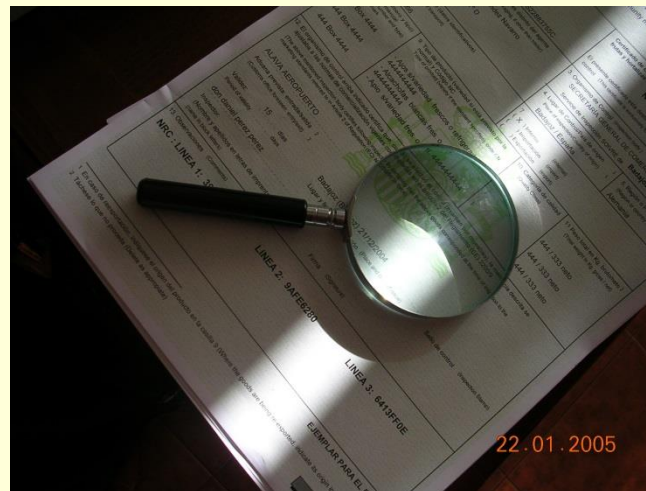


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Certificate of conformity

- The Certificate of Conformity is the compulsory document in **foreign trade** of FFV according to R(EU) 543/2011
- Certificates of conformity can only be issued by a competent authority to confirm that the products concerned conform to the relevant marketing standard.
- The certificates may be issued either in paper format with original signature or in verified electronic format with electronic signature.





Conformity controls at export level

- The initial minimum frequency of physical controls is based on the type of trader according to its self checking quality system:

Minimum % of consignments for conformity checks (physical)

Frequency of visits allocated to the trader	Type A (Approved traders)	Types B, C, D (Unapproved traders)
Minimum Greatly reduced Reduced	60%	70%
Medium High	70%	100%



Conformity controls at export - import level

- ❑ The conformity certificate is compulsory for customs clearance. (Import and export from/to third countries).
- ❑ But it is not possible to check every consignment for conformity.
- ❑ **Destination.** As general rule, check frequency is:

	Import	Export
Minimum % of conformity checks (physical)	80 %	50 %



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Conformity controls at export - import level

- The final frequency of physical controls is based on type of product:

Minimum % of consignments for conformity checks (physical)

	High perishable	Perishable	Less perishable
Products with specific marketing standard	90%	70%	60%
Products with general marketing standard	80%	60%	50%



Conformity controls at import level

- The final frequency of physical controls is based on the type of product:

Minimum % of consignments for conformity checks (physical)

	High perishable	Perishable	Less perishable
Products with specific marketing standard	95%	85%	75%
Products with general marketing standard	85%	75%	55%



Conformity controls at import level

- ❑ The criteria to assess the risk include the country of origin and the type of product.
- ❑ Regarding the country of origin, the existence of a conformity certificate issued by a **third country where the conformity checks have been approved by the Commission** (art. 15), is a factor that **reduces the risk** of non conformity.

	Approved country + certificate	Other
Minimum % of conformity checks (physical)	80 %	100 %



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Re-inspection

- Company differs in opinion with SOIVRE inspector report.
- Head inspector must be informed.
- Performing of new inspection based upon the marked samples of the first inspection and a new sample to obtain a higher accuracy.





Third countries conformity checks

- The Commission may approve checks on conformity to specific marketing standards carried out by that third country prior to import into Union.
- The approval may only apply to products originating in the third country concerned and may be limited to certain products.
- The third countries approved, and the products concerned, shall be set out in Official Publications of Commission.
- The approval will be considered as a criteria of low risk.



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ROYAUME DU MAROC Etablissement Autonome de Contrôle Et de Coordination des Exportations		المملكة المغربية المؤسسة المتمثلة للمراقبة وتتسيق الصادرات	
1- Coordonné SOCIETE PERIROC ZONE INDUSTRIELLE N° B.749 AIT MELLOUL AGADIR Ref: 5002		Certificat de conformité N° 7487M/02208 Aux normes de commercialisation applicables aux fruits et légumes frais. Le présent certificat est destiné exclusivement aux organismes de contrôle.	
2- Expéditeur (nom et adresse) SOCIETE PERIROC ZONE INDUSTRIELLE N° B.749 AIT MELLOUL AGADIR Ref: 7487 M		3- Service de contrôle Etablissement Autonome de Contrôle et de Co-ordination des Exportations 72, Angle El Mohamed Sina et El Roudoud El Hachem CASABLANCA - MAROC	
4 - Lieu du contrôle pays d'origine ⁽¹⁾ MAROC		5 - Région ou pays d'exportation ESPAÑE	
6- Identification du moyen de transport B-L492-0128		7- <input type="checkbox"/> Itinera <input type="checkbox"/> Import <input checked="" type="checkbox"/> Export	
8- Emballage (nombre et type)	9- Nature du produit (nom et sa norme si prévue)	10- Catégorie de qualité	11- Poids total en Kg bruts ⁽²⁾
220 PLAT DE 0,407000 280 PLAT DE 0,407000	ORZOTE ORZOTE	1 2	1320 280
12- L'organisme de contrôle mentionné ci-dessus certifie, après un examen par sondage que la marchandise indiquée ci-dessus correspond, au minimum, aux normes de commercialisation en vigueur.			
Bureau de douane emballage autorisé ⁽³⁾ Durée de validité: 120 jours		Lieu et date d'émission MAROC 02/04/2009 Signature:	
13- Observations		CÔT CONFORME A LA NORME CEE/ONU	

⁽¹⁾ Lorsque le produit est réexporté, mentionner son origine dans le case 8
⁽²⁾ Sauf la marchandise



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- **Border Inspection Points** (Ports, Airports)

BIPs Official Services in charge

- Custom Service
- Human Health Official Service
- Plant Health Service
- Livestock Health Service
- Soivre





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Acceptance of declarations by customs

- The competent inspection body has to inform the Customs Authority about export-import FFV lots that are inspected and conformity certificate issued.
- Goods are not released by Customs Authority before receiving confirmation.





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Thank you for your attention

Sao Paulo, 7 novembro 2018