



**Required Report:** Required - Public Distribution **Date:** January 03, 2024

**Report Number:** SP2023-0037

**Report Name:** FAIRS Export Certificate Report Annual

Country: Spain

Post: Madrid

**Report Category:** FAIRS Export Certificate Report

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#### **Report Highlights:**

This report focuses on specific Spanish certification requirements that differ from or are in addition to EU-harmonized certification. Compared to 2022, this report contains new country-specific certificates as well as updated links to relevant information sources and contacts. This report should be read in conjunction with the EU FAIRS Export Certificate report prepared by the FAS Office in the U.S. Mission to the European Commission (USEU).

**Disclaimer:** This report was prepared by the Office of Agricultural Affairs of the USDA/Foreign Agricultural Service for Spain and Portugal for U.S. exporters of domestic food and agricultural products. While every possible care was taken in the preparation of this report, information provided may not be completely accurate because policies have changed since its preparation, or because clear and consistent information about these policies was not available. It is highly recommended that U.S. exporters verify the full set of import requirements with their foreign customers, who are normally best equipped to confirm requirements with local authorities, before any goods are shipped.

FINAL IMPORT APPROVAL OF ANY PRODUCT IS SUBJECT TO THE IMPORTING COUNTRY RULES AND REGULATIONS AS INTERPRETED BY BORDER OFFICIALS AT THE TIME OF PRODUCT ENTRY.

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# **Executive Summary**

As an EU member since 1986, Spain applies EU harmonized regulations on import certificates for plant or animal products whether or not they are intended for human consumption. However, in the absence of an EU-harmonized certificate, Spain may require certain specific health certificates and occasionally the lack of specific details in the governing regulation also provides significant leeway for border inspectors to interpret.

Competent authorities on certificates vary depending on the type of products. While the Ministry of Health (MOH) is responsible for all products intended for human consumption, the Ministry of Agriculture, Fisheries and Food (MAPA) is responsible for agricultural products for purposes other than human consumption.

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**Ministry of Health -**

Ministerio de Sanidad

Dirección General de Salud Pública, Calidad

e Innovación

Sub directorate General for Foreign Health

Paseo del Prado, 18 and 20

28014 Madrid

Tel.: +34-91-360-1343

Website link

E-mail: <a href="mailto:saniext@mscbs.es">saniext@mscbs.es</a>;

areacim@mscbs.es

Ministry of Agriculture, Fisheries and Food

Ministerio de Agricultura, Pesca y Alimentación

Dirección General de la Sanidad de la

Producción Agraria

Sub directorate General for Sanitary Agreements

and Border Control

Almagro, 33. 5<sup>a</sup> planta

28071 Madrid

Tel.: +34-91-347-8241 Fax: +34-91-347-6969

Website: Plant Products / Animal Products

Email: <a href="mailto:sgacuerdos@mapa.es">sgacuerdos@mapa.es</a>

There are a number of Border Inspections Points (BIP) in Spain that carry out <u>plant health inspection</u> (MAPA) and veterinary inspection for <u>animals and animal products not intended for human consumption</u> (MAPA), and for products <u>intended</u> for human consumption (MOH)<sup>1</sup>.

Contact details of the EU BIPs, listed by countries, are available in the <u>link</u>.

# Section I. List of All Export Certificates Required by Spain

Please consult the latest <u>EU FAIRS Export Certificate report</u> for the Export Certificates required for EU harmonized products.

The import of live animals and products of animal origin, for purposes other than food (including live animals, reproductive material such as semen, ovules and embryos and other products of animal origin, and Used Cooking Oil) are subject to specific Spanish certification requirements.

All models of Import Certificates that are not harmonized at the EU level can be found in the Ministry's website. Forms can be obtained also in the following links (certificates are bilingual):

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<sup>&</sup>lt;sup>1</sup> A list of products intended for human consumption subject to sanitary control can be found in the <u>link</u> (Spanish language only).

| Product(s)  | Title of<br>Certificate | Attestation required on Certificate   | Purpose         | Requesting<br>Ministry |  |  |  |
|---|-------------------------|---|-----------------|------------------------|--|--|--|
| ANIMALS   |                         |   |                 |                        |  |  |  |
| ANNELIDS FOR<br>FISHING BAIT  | Health<br>Certificate   | Certify animals' health condition and that measures have been put in place to avoid subsequent contamination.   | Animal<br>Heath | MAPA                   |  |  |  |
| BRINE SHRIMP AND THEIR EGGS WITH ORNAMENTAL PURPOSES                                      | Health<br>Certificate   | Certify animals' health condition.  | Animal<br>Heath | MAPA                   |  |  |  |
| RODENTS TO EXPERIMENTATION  | Health<br>Certificate   | Certify animals' health condition, establishment animal health status, and establishment registration.  | Animal<br>Heath | MAPA                   |  |  |  |
| LAGOMORPHS TO EXPERIMENTATION   | Health<br>Certificate   | Certify animals' health condition, establishment registration.  | Animal<br>Heath | MAPA                   |  |  |  |
| NO LISTED AQUATIC<br>ANIMALS INTENDED<br>FOR ORNAMENTAL<br>CLOSED FACILITIES <sup>2</sup> | Health<br>Certificate   | Certify animals' health condition, establishment registration.  | Animal<br>Heath | MAPA                   |  |  |  |
|   | Gl                      | ENETIC MATERIAL   |                 |                        |  |  |  |
| REPTILES EGGS   | Health<br>Certificate   | Certify donor health condition,<br>establishment registration and that<br>measures have been put in place to<br>avoid subsequent contamination.   | Animal<br>Heath | MAPA                   |  |  |  |
| FELINE AND CANINE SEMEN, OOCYTES AND EMBRYOS <sup>3</sup>                                 | Health<br>Certificate   | Certify donor health condition,<br>establishment registration, chain of<br>custody of the product and<br>documentary checks.  | Animal<br>Heath | MAPA                   |  |  |  |
| SEMEN AND EMBRYOS OF RODENTS FOR EXPERIMENTATION  | Health<br>Certificate   | Certify that the product was collected<br>and stored in an approved facility, the<br>donors were clinically healthy and, in<br>the case they were used, diluents,<br>additives, or extenders, present no<br>animal health risk. | Animal<br>Heath | MAPA                   |  |  |  |
| SEMEN FROM<br>CETACEOUS   | Health<br>Certificate   | Certify that the product has been obtained from clinically healthy animals in a Zoological Institution controlled by the Official Veterinary Service  | Animal<br>Heath | MAPA                   |  |  |  |
| CERVIDAE SEMEN <sup>4</sup>   | Health<br>Certificate   | Donor health condition, establishment registration, chain of custody of the product and documentary checks.   | Animal<br>Heath | MAPA                   |  |  |  |
| OTHER PRODUCTS  |                         |   |                 |                        |  |  |  |
| REPTILE SKINS   | Health<br>Certificate   | Certify that the product has been obtained from animals with the appropriate health status as described.  | Animal<br>Heath | MAPA                   |  |  |  |
| NON-UNGULATES   | Health                  | Certify that the product has been   | Animal          | MAPA                   |  |  |  |

 <sup>&</sup>lt;sup>2</sup> Information on aquatic animals destined to ornamental closed facilities is available in the <u>link</u> (Spanish language only).
 <sup>3</sup> Information on feline and canine sperm is available in the <u>link</u> (Spanish language only).
 <sup>4</sup> Information on cervidae semen import requirements is available in the <u>link</u> (Spanish language only).

| Product(s)  | Title of<br>Certificate | Attestation required on<br>Certificate  | Purpose  | Requesting<br>Ministry |
|---|-------------------------|---|--|------------------------|
| AND NON-BIRDS WILD GAME TROPHIES  | Certificate             | treated as appropriate, and measures have been put in place to avoid subsequent contamination.  | Heath  |                        |
| USED KITCHEN OIL INTENDED TO BIODIESEL PRODUCTION   | Declaration             | Declare that the used cooking oil is intended to be imported for biofuel production, that the consignment has not been mixed with other products and that it will be transported directly to the plant of destination in sealed containers and will be kept completely independent from other uses. | Use,<br>authenticity,<br>and chain of<br>custody | MAPA                   |
| FISHING BAITS <sup>5</sup>  | Declaration             | Declare that the product is imported exclusively to be used as fishing bait and transported directly to the establishment of destination in closed containers to prevent any leakage of product.  | Use and chain of custody                         | MAPA                   |
| POLLEN FOR<br>FEEDING OF BEES<br>AND BUMBLES BEES   | Health<br>Certificate   | Certify that product comes from an area where the listed diseases are officially notifiable and the area is not subject to any restrictions, the prohibition periods are observed, the product has been under minus 12 Celsius decrees at least 24 hours and treated by the methods described.      | Animal<br>Heath                                  | MAPA                   |
| INSECT EGGS OR BRINE SHRIMP CYST NON-VIABLE, INTENDED FOR THE FEEDING TO INSECTS <sup>6</sup> | Declaration             | The product is imported exclusively to be used for feeding to insects and will be transported directly to the establishment of destination in closed containers to prevent any leakage of product.  | Traceability<br>and chain of<br>custody          | MAPA                   |
| BIOLOGICAL<br>CONTROL<br>ORGANISMS (BCO) <sup>7</sup>   | Declaration             | Declare that the imported product is intended to be used according to Royal Decree 951/2014 and transported directly to the establishment of destination in closed containers to prevent any leakage of product.  | Plant Heath                                      | MAPA                   |

Source: MAPA (Ministry of Agriculture, Fisheries and Food)

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<sup>&</sup>lt;sup>5</sup> Information on fishing bait requirements is available in the <u>link</u> (Spanish language only).

<sup>&</sup>lt;sup>6</sup> Information on insect eggs or non-viable brine shrimp cyst import requirements is available in the <u>link</u> (Spanish language only).

<sup>&</sup>lt;sup>7</sup> Information on BCO import requirements is available in the <u>link</u>.

The above listed Veterinary Certificates, requested by the MAPA (Ministry of Agriculture, Fisheries and Food) require the signature of an Official Veterinarian.

## **Section II. Purpose of Specific Export Certificate(s)**

Except for specific requirements identified in this report, imports of food and agricultural products into Spain are not subject to special certification other than that of the European Union. EU legislation calls for many health and supervisory requirements that are meant to guarantee that imports meet the standards of production in Member States.

Spain, as an EU Member State, follows all rules and regulations that govern food legislation, including certification, within the European Union. While certification requirements are developed at the EU level, Spanish authorities are responsible for the enforcement of the regulations. When EU-wide legislation is incomplete, not harmonized, or absent, Spain might require certain specific health certificates as identified in the **Section I** Table.

With respect to enforcement of import requirements, Spain is among the most vigilant of EU Member States. Frequently, purely administrative mistakes such as minor typographic mistakes can often be fixed with a new certificate. Therefore, exporters must assume a zero-tolerance policy for mistakes that affect the identity and traceability of the shipment (e.g., wrong establishment number). In accordance with Commission Implementing Regulation (EU) 2020/2235, the certificate must be issued before the corresponding consignment leaves the control of the competent authority of the country of dispatch. Spain's Authorities do not tolerate health certificates issued after the ship date.

This report has information on the U.S. competent authority that is authorized to issue the food and agricultural import certificates required by the EU. This report can also be accessed through the <u>FAS</u> website. An overview of legally required certificates in the EU and references to the <u>U.S. authority</u> issuing these certificates is available at in the links. For more information, please consult the <u>FAIRS</u> Country Report for the EU.

#### **Special Import Permits**

#### Samples without Commercial value to Spain

For sanitary reasons, food products imported into the EU, even if they are not intended for commercial sale, must meet certain requirements on food hygiene and animal health.

Commission Delegated Regulation (EU) 2019/2122 provides details on the exemptions of official controls at the border for animal origin goods that can enter the EU outside of regular commercial channels. On May 15, 2020, Spain's Ministry of Health implemented a procedure to authorize the import of samples of food products for human consumption without commercial value. The protocol to introduce samples with no commercial value is available in the <u>link</u> (Spanish language only). A summary of the requirements depending on the type of sample can be consulted in the table below:

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| Type of Sam                   | ple                                   | Official<br>Control | 3 <sup>rd</sup><br>Country<br>Authorized | Authorized<br>Establishment | Zoosanitary<br>Requirement | Hygiene<br>Requirement | Certificate            |  |
|-------------------------------|---------------------------------------|---------------------|--|-----------------------------|----------------------------|------------------------|------------------------|--|
|                               | Products of animal origin             |                     |  |                             |                            |                        |                        |  |
|                               | Biological<br>Samples –<br>SANDACH    | NO                  | NO                                       | NO                          | NO                         | -                      | NO                     |  |
| Non-<br>intended for          | Biological<br>samples no-<br>SANDACH  | NO                  | NO                                       | NO                          | NO                         | -                      | YES                    |  |
| consumption<br>or market      | Commercial<br>Samples                 | YES                 | YES                                      | NO                          | YES                        | -                      | YES                    |  |
|                               | Samples or<br>Exhibition<br>Materials | YES                 | YES                                      | NO                          | NO                         | -                      | Commercial<br>Document |  |
| Intended for consumption      | or market                             | YES                 | YES                                      | YES                         | YES                        | YES                    | YES                    |  |
| Products of non-animal origin |                                       |                     |  |                             |                            |                        |                        |  |
| Non-intended consumption      |                                       | NO                  | NO                                       | NO                          | -                          | NO                     | NO                     |  |
| Intended for consumption      | or market                             | YES                 | NO                                       | NO                          | -                          | YES                    | NO                     |  |

## Imports of biological material

The import of biological material must be approved by the Ministry of Agriculture, Fisheries and Food (MAPA) or the Ministry of Health depending on the nature of the potential risk. In those cases where the biological material could potentially pose a threat to human health, the MOH will be responsible for the import approval. In those cases where the potential risk would affect animal health, the Ministry of Agriculture (MAPA) will oversee the import.

For imports under MAPA's oversight, only an import permit is required. More detailed information can be found in the <u>link</u> (information only available in Spanish language) as well as a link to initiate the <u>process online</u> and the relevant <u>form</u> to request the import permit to the competent authority (Sub Directorate General for Sanitary Agreements and Border Control). The request must be made prior to the arrival of the goods to the Border Inspection Post (BIP). Otherwise, they may be retained until the end of the process. The importing researcher must complete the import of biological material for research form and present it to the competent authority.

According to Royal Decree 65/2006, imports of non-commercial biological material under MOH rule require an import authorization. The importer/exporters may request the authorization to the following email address <a href="mailto:mbiologicas@mscbs.es">mbiologicas@mscbs.es</a>. More detailed information can be found in the <a href="mailto:link">link</a> (information only available in Spanish) as well as the relevant forms necessary to request the import authorization to the competent authorities (Dirección General de Salud Pública, Calidad e Innovación).

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### <u>Imports of reproductive material</u>

Information regarding import requirements for genetic material (semen, eggs, embryos) is available in the <u>link</u> (information only available in Spanish language).

# Imports of products intended for animal feed

In addition to fulfilling EU requirements, to import products of plant or animal origin intended for animal feed, the importer must be registered in the MAPA's <u>database</u>. More detailed information regarding import requirement for products intended for animal feed can be found in the <u>link</u> (information only available in Spanish)

## Imports of planting seeds to Spain

To import planting seeds to Spain, a request must be submitted by the local importer to Spain's Plant Varieties Authorities. The request can be submitted electronically in the Ministry's website or sending an authorization form to <a href="mailto:bzn-importasemillas@mapa.es">bzn-importasemillas@mapa.es</a>. Forms are available in the Ministry of Agriculture, Fisheries and Food website.

Annex I Form is intended for imports of horticultural plant seeds or seeds for trials. Annex II Form is intended for imports of agricultural plants seeds.

Contact Information for Spain's Plant Varieties Authorities:

### Ministry of Agriculture, Fisheries and Food

Oficina Española de Variedades Vegetales C/ Almagro 33, 7a 28010 Madrid

Tel.: +34-91-347-6659 Fax: +34-91-347-6703

Website

Email: <u>oevv@mapa.es</u>; <u>bzn-importasemillas@mapa.es</u>

#### Imports of non-harmonized live animals

To import non-harmonized live animals (including zoo animals, circus animals, animal exhibitions or shows, or exotic live animals to be sold as pets), interested parties should submit a request using the official form (Spanish language only). The request should be addressed to the Sub-Directorate General for Sanitary Agreements and Border Control and sent via email to importacionanimal@mapa.es. The Spanish competent authorities study the requests individually and assess potential risks. Certificates exist (see **Section I** above) for the most traded animals. In the absence of a specific certificate, if the import of the animals is deemed appropriate, authorities issue an import license. Please note that authorities could also require additional documentation such as an international animal health certificate. More information is available in this link (Information only available in Spanish language).

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# **Section III. Specific Attestations Required on Export Certificate(s)**

U.S. competent authorities providing detailed export certificate information are listed below:

- AMS: Agricultural Marketing Service, USDA
  - **Export Verification**
- APHIS: Animal and Plant Health Inspection Service, USDA
  - Exporting plants, animals, or animal products from the United States
- FSIS: Food Safety and Inspection Service, USDA
  - Export Requirements for the European Union
- FDA: Food and Drug Administration
  - **Exporting Food Products from the United States**
- FGIS: Federal Grain Inspection Service; Grain Inspection, Packers and Stockyards Administration, USDA
  - Official Certificates | Agricultural Marketing Service
- NOAA: National Oceanic and Atmospheric Administration
  - Export Certification to the European Union | NOAA Fisheries

For additional information, please consult the **EU FAIRS Export Certificate report**.

# Section IV. Government Certificate's Legal Entry Requirements

See **Section I**. For additional information, please consult the EU FAIRS Export Certificate report.

# Section V. Other Certification/Accreditation Requirements

See **Section I**. For additional information, please consult the EU FAIRS Export Certificate report.

# Appendix I. Direct Hyperlink, Electronic Copy, Scanned Copy, or Outline of Each Export Certificate

See **Section I**. For additional information, please consult the EU FAIRS Export Certificate report.

#### **Attachments:**

No Attachments

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