

ANNEX 6-D – CERTIFICATION

SECTION A – HEALTH ATTESTATIONS OR DECLARATIONS

For commodities with equivalence agreed in Annex 6-C (Recognition of sanitary and phytosanitary measures), the following shall be used:

- (a) the following model health attestation or declaration (equivalence for animal, public health or plant health, as appropriate);

"The products herein described comply with the relevant (European Union/Australian ^(*)) standards and requirements which have been recognised as equivalent to the (Australian/European Union ^(*)) standards and requirements as prescribed in Chapter 6 (Sanitary and phytosanitary measures) of the Free Trade Agreement between the European Union and Australia."

* Delete as appropriate.

and

- (b) the relevant additional health attestations or declarations referred to in Annex 6-C (Recognition of sanitary and phytosanitary measures) as "Special Conditions".

SECTION B – COMPLETION OF HEALTH CERTIFICATES

1. When issuing an official paper health certificate that includes animal or public health attestations, the signature and official seal applied must be in a colour different to that of the health certificate.
2. When an official paper health certificate is issued for exports of animal commodities from Australia where animal or public health conditions apply, that certificate shall be in English and in one of the official languages of the Member State in which the border control post where the consignment is presented is situated.
3. When an official paper health certificate is issued for exports of animal commodities from the Union where animal or public health conditions apply, that certificate shall be in English and in one of the official languages of the Member State from which the animal commodities are exported.
4. The Parties recognise that IPPC ISPM 12 provides an adequate standard for the issuance of phytosanitary certificates.
5. Where required by the importing Party, each consignment intended for export shall be

supported by an original health certificate, or other original document, as applicable.

6. The official paper health certificate that includes animal or public health attestations does not need to include explanatory notes providing guidance for completion or attestations that are irrelevant to the consignment.

7. In case of crisis situations, derogations to the above may be agreed between the competent authorities of the Parties by correspondence.

SECTION C – ELECTRONIC DATA TRANSMISSION

1. The exchange of original health certificates, other original documents or information between the Parties may occur by paper-based systems or secure methods of electronic data transmission offering equivalent certification guarantees, including the use of digital signature and non-repudiation mechanism. Where the exporting Party chooses to provide electronic health certificate, or other original document or information electronically, the importing Party must be satisfied that equivalent certification guarantees are being provided. The importing Party's agreement for the exclusive use of electronic certification can either be recorded in one of the Annexes to this Agreement or by correspondence. The Parties shall take all necessary steps to ensure the integrity of the certification process to guard against fraud and prevent false and misleading certification.

2. Electronic data transmission systems offering equivalent certification guarantees:

- (a) Australia – E-cert or a successor system; and
- (b) Union – Trade Control and Expert System (TRACES) or a successor system.

3. The official health certificate shall be issued and provided to the border control post either:

- (a) as an original signed paper certificate; or
- (b) electronically by using the systems and according to the procedure described in paragraph 1 of this Section.

4. Where original health certificates or other documents are provided solely electronically, the following contingency process shall be followed in the event of data exchange failure or complete information system failure until data exchange resumes:

- (a) in the event of data exchange failure between information systems, an email containing a scanned copy of a signed paper health certificate in English must be sent to the destination border inspection post; and

- (b) in the event of a total system failure and where an exporting Party is unable to generate a health certificate, the exporting Party shall issue a manual health certificate in English outside of the nominated systems, and email it to the destination border inspection post.
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