# Council Directive of 20 June 1989 establishing the detailed procedures for carrying out checks to ensure that the freezing point of untreated milk laid down in Annex A of Directive 85/397/EEC is complied with (89/384/EEC)

COUNCIL DIRECTIVE

of 20 June 1989

establishing the detailed procedures for carrying out checks to ensure that the freezing point of untreated milk laid down in Annex A of Directive 85/397/EEC is complied with

(89/384/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 85/397/EEC of 5 August 1985 on health and animal health problems affecting intra-Community trade in heat-treated milk[(1)] as amended by Regulation (EEC) No 3768/85[(2)], and in particular Article 11 (6) thereof,

Having regard to the proposal from the Commission,

Whereas Chapter VI, point D of Annex A of Directive 85/397/EEC indicates the standards which must be complied with when untreated milk enters the treatment establishment or collection or standardization centre;

Whereas, in order to allow for differences in collection, provision should be made at what stage the check on the freezing point may be carried out to ensure that this requirement is applied uniformly,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Member States shall ensure that the checks provided for in Chapter VI, point D of Annex A to Directive 85/397/EEC, on the freezing point of untreated milk are carried out according to the following detailed procedures:

1. the untreated milk of each holding must be checked regularly by random sampling.

   Where the milk of a single holding is delivered directly to a treatment establishment, these samples are to be taken when the milk is collected from the holding with precautions however being taken to prevent any fraud during transport either before unloading at the treatment establishment or when the milk is delivered there directly by the farmer.

   If the results of a check lead the competent authority to suspect that water is being added, it shall take an authentic sample on the holding. An authentic sample is a sample representing the milk of one completely supervised morning or evening milking beginning not less than eleven hours or more than thirteen hours after the previous milking.