

ARTICLE I**Purpose**

The purpose of this MOU is to establish the set of guidelines to be implemented for assuring that molluscan shellfish exported from the United Mexican States and offered for import into the United States of America are safe for human consumption and are harvested, processed, transported, and labeled in accordance with the provisions of the NSSP Model Ordinance and the applicable requirements of the U.S. Federal Food, Drug, and Cosmetic Act, the U.S. Public Health Service Act, the U.S. Fair Packaging and Labeling Act, and Title 21 of the U.S. Code of Federal Regulations.

ARTICLE II**Definitions**

For the purpose of this MOU the words listed below will have the following meaning:

1. Approved means the classification used to identify a growing area where the harvest of molluscan shellfish for direct marketing is allowed.
2. Aquaculture means the cultivation of seed in natural or artificial growing areas, or the cultivation of shellstock other than seed in natural or artificial growing areas.
3. Central file means the single location where COFEPRIS maintains a copy of all information, data, reports, and maps associated with the MSSP.
4. Lot of shellstock means a collection of bulk shellstock or containers of shellstock of no more than one day's harvest from a single defined growing area harvested by one or more harvesters.
5. Lot of shucked molluscan shellfish means a collection of containers of shucked molluscan shellfish of no more than one day's harvest from a single defined growing area, produced under conditions as nearly uniform as possible, and designated by a common container code or marking.
6. Marine biotoxins means any poisonous compound produced by marine microorganisms and accumulated by shellstock.
7. Mexican Shellfish Sanitation Program (MSSP) means the regulatory control program in the United Mexican States designed to ensure the safety of molluscan shellfish intended for export to the United States of America through the implementation of control measures set forth in the NSSP.
8. Molluscan Shellfish, means all edible species of aquacultured oysters, clams, mussels, and whole or roe on scallops; either shucked or in the shell, fresh or frozen, whole or in part.