

## COMMISSION DECISION

of 30 March 2001

**amending the Annexes to Council Directives 64/432/EEC, 90/426/EEC, 91/68/EEC and 92/65/EEC and to Commission Decision 94/273/EC as regards the protection of animals during transport**

(notified under document number C(2001) 965)

(Text with EEA relevance)

(2001/298/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/628/EEC of 19 November 1991 on the protection of animals during transport and amending Directive 90/425/EEC and 91/496/EEC<sup>(1)</sup>, as amended by Directive 95/29/EC<sup>(2)</sup>, and in particular Article 6(2) thereof,

Having regard to Council Directive 92/65/EEC of 13 July 1992 concerning laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC<sup>(3)</sup>, as last amended by Commission Decision 95/176/EC<sup>(4)</sup> and in particular Article 10(3)(a)(vii) thereof,

Whereas:

- (1) As required by Article 13(3) of Directive 91/628/EEC, the Commission has adopted on 6 December 2000 a report<sup>(5)</sup> on the experience acquired by Member States since the implementation of Council Directive 95/29/EC of 29 June 1995 amending Directive 91/628/EEC concerning the protection of animals during transport.
- (2) On the basis of the conclusions of this report, and in particular in order to draw the attention of the veterinarians in charge of the certification to their responsibilities concerning the protection of animals during transport, it is necessary to supplement the health certificates provided for these animals.
- (3) Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade

in bovine animals and swine<sup>(6)</sup>, as last amended by Commission Decision 2000/504/EC<sup>(7)</sup>, Council Directive 90/426/EEC of 26 June 1990 on animal health conditions governing the movement and import from non-member countries of equidae<sup>(8)</sup>, last amended by Act of Accession<sup>(9)</sup>, Council Directive 91/68/EEC of 28 January 1991 on animal health conditions governing intra-Community trade in ovine and caprine animals<sup>(10)</sup>, last amended by Commission Decision 94/953/EC<sup>(11)</sup>, Directive 92/65/EEC and Commission Decision 94/273/EC of 18 April 1994 concerning veterinary certification for placing on the market in the United Kingdom and Ireland of dogs and cats not originating in those countries<sup>(12)</sup>, should therefore be amended accordingly.

- (4) The additional statement introduced in the present Decision does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

1. The Annexes to Directives 64/432/EEC, 90/426/EEC and 91/68/EEC are amended as set out in Annex I to this Decision.
2. Annex E to Directive 92/65/EEC is replaced as set out in Annex II to this Decision.
3. The Annex to Decision 94/273/EC is replaced as set out in Annex III to this Decision.

<sup>(6)</sup> OJ L 121, 29.7.1964, p. 1977/64.<sup>(7)</sup> OJ L 201, 9.8.2000, p. 6.<sup>(8)</sup> OJ L 224, 18.8.1990, p. 42.<sup>(9)</sup> Act concerning the conditions of accession of the Kingdom of Norway, the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded, Annex I — List referred to in Article 29 of the Act of Accession — V. Agriculture — E. Veterinary and zootechnical legislation (OJ C 241, 29.8.1994, p. 132).<sup>(10)</sup> OJ L 46, 19.2.1991, p. 19.<sup>(11)</sup> OJ L 371, 31.12.1994, p. 14.<sup>(12)</sup> OJ L 117, 7.5.1994, p. 37.<sup>(1)</sup> OJ L 340, 11.12.1991, p. 17.<sup>(2)</sup> OJ L 148, 30.6.1995, p. 52.<sup>(3)</sup> OJ L 268, 14.9.1992, p. 54.<sup>(4)</sup> OJ L 117, 24.5.1995, p. 23.<sup>(5)</sup> COM(2000) 809.

*Article 2*

This Decision shall apply for animals certified as from 31 July 2001.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 30 March 2001.

*For the Commission*

David BYRNE

*Member of the Commission*

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## ANNEX I

## 1. Directive 64/432/EEC is amended as follows:

Annex F is amended as follows:

- (a) in section C of certificate model 1, the following paragraph is added to the numbered list of requirements to be certified:

'6. at the time of inspection the above animals were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(12)</sup>.

<sup>(12)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

In cases to which the provisions of Decision 2000/504/EC <sup>(1)</sup> are applied, the above paragraph shall be renumbered as paragraph 7;

- (b) in section C of certificate model 2, the following paragraph is added to the numbered list of requirements to be certified:

'6. at the time of inspection the above animals were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(8)</sup>.

<sup>(8)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

## 2. Directive 90/426/EEC is amended as follows:

- (a) in Annex B, the following paragraph is added to the attestation:

'(f) at the time of inspection it was fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(e)</sup>.

<sup>(e)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

- (b) in Annex C in section IV of the model certificate the following paragraph is added:

'6. at the time of inspection it/they was/were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(d)</sup>.

<sup>(d)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

## 3. Directive 91/68/EEC is amended as follows:

Annex E is amended as follows:

The following is added as:

- point (G) of section V of the certificate model I,
- point (H) of section V of the certificate model II,
- point (K) of section V of the certificate model III:

'at the time of inspection they were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(f)</sup>.

<sup>(f)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

<sup>(1)</sup> OJ L 201, 9.8.2000, p. 6.

## ANNEX II

Annex E to Directive 92/65/EEC is replaced as follows:

## 'ANNEX E

**CERTIFICATE**

1. Consignor (name and address in full)	<b>HEALTH CERTIFICATE</b>	
	No	Original <sup>(a)</sup>
	2. Member State of origin	
3. Consignee (name and address in full)	4. COMPETENT AUTHORITY	
	5. Address — of holding of origin or of officially approved body, institute or centre of origin <sup>(b)</sup> — of holding or dealer of destination or of officially approved body, institute or centre of destination <sup>(b)</sup>	
6. Place of loading		
7. Means of transport		
8. Species		
9. Number of animals/hives/or queens (with attendants) <sup>(b)</sup>		
10. Batch identification		
11. ATTESTATION <sup>(c)</sup>  I, the undersigned, certify that at the time of inspection the animals described above were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC <sup>(d)</sup> <sup>(e)</sup> .  Done at ....., on .....		
Signature:		
Name in block capitals:		
Title and position:		

<sup>(a)</sup> A separate certificate is to be provided for each consignment and the original must accompany the consignment to the original destination; its period of validity is 10 days.

<sup>(b)</sup> Delete as appropriate.

<sup>(c)</sup> Complete in accordance with Articles 5 to 11 of Directive 92/65/EEC in the 24 hours before the animals are loaded.

<sup>(d)</sup> This statement shall apply for the following species: apes (simiae and prosimiae), ungulates of species other than those referred to in Directives 64/432/EEC, 90/426/EEC and 91/68/EEC, lagomorphs, dogs and cats.

<sup>(e)</sup> This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.'

ANNEX III

The Annex to Decision 94/276/EC is replaced as follows:

'ANNEX

MODEL

HEALTH CERTIFICATE <sup>(1)</sup>

for placing on the market in the United Kingdom and Ireland of dogs and cats not originating in those countries

DOGS/CATS <sup>(2)</sup> <sup>(3)</sup>

Consignor Member State:

I. Number of animals:

II. Identification of animals:

Number of animals	Species/breed	Age or date of birth	Sex	Colour	Type and markings of coat	Number encoded in implanted transponder

III. Origin of the animals

The address of the registered holding .....  
.....

IV. Destination of the animals

The animals will be sent  
from: .....  
(place)

to: .....  
(place of destination)

by <sup>(4)</sup> rail, road, aircraft, boat/ship <sup>(2)</sup>: .....

Name and address of consignor: .....  
.....

Name and address of consignee: .....  
.....

<sup>(1)</sup> Health certificates may be drawn up only for animals which are to be transported in the same mode of transport and which come from the same holding and which are being sent to the same consignee.  
<sup>(2)</sup> Delete where not applicable.  
<sup>(3)</sup> The certificate is valid for only one species at a time.  
<sup>(4)</sup> Give the registration number in the case of lorries, trucks, vans or cars, the flight number in the case of aircraft, the name in the case of boat/ship, and in the case of rail travel, the estimated date and time of arrival.

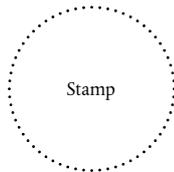
**V. Health information**

I, the undersigned, certify that the animals described above meet the following requirements:

- a) they have been examined today and show no clinical sign of disease;
- b) they have been vaccinated against rabies for at least six months and, additionally, in the case of dogs, against canine distemper;
- c) they have undergone, between the first and third month after a primary vaccination or a revaccination against rabies, a serological test showing a protective antibody titre of at least 0,5 international units. This serological test was carried out in accordance with the World Health Organisation specifications;
- d) the owner or person responsible for the registered holding has provided me with a signed statement to the effect that: 'the animal/s (?) was/were (?) born on the registered holding and has/have (?) remained there since birth, with no contact with any wild animals susceptible to rabies.;
- e) at the time of inspection they were fit to be transported on the intended journey in accordance with the provisions of Directive 91/628/EEC (?).

**VI. This certificate is valid for 10 days from the date of examination.**

Done at ....., on .....  
(date of examination)



.....  
(Signature of official veterinarian or veterinarian responsible for the holding of origin and empowered for this purpose by the competent authority)

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(?) This statement does not exempt transporters from their obligations in accordance with Community provisions in force in particular regarding the fitness of animals to be transported.