THE JOINT COMMITTEE,

Having regard to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products (hereinafter referred to as 'the Agriculture Agreement'), and in particular Article 19(3) of Annex 11 thereto,

Whereas:

(1) The Agriculture Agreement entered into force on 1 June 2002.

(2) Under Article 19(1) of Annex 11 to the Agriculture Agreement, the Joint Veterinary Committee is responsible for considering any matter arising in connection with the said Annex and its implementation, and for the tasks provided for therein. Article 19(3) of that Annex authorises the Joint Veterinary Committee to amend the appendices thereto, in particular with a view to their adaptation and updating.

(3) The Appendices to Annex 11 to the Agriculture Agreement were amended for the first time by Decision No 2/2003 of the Joint Veterinary Committee set up by the Agreement between the European Community and the Swiss Confederation on trade in agricultural products of 25 November 2003 amending Appendices 1, 2, 3, 4, 5, 6 and 11 to Annex 11 to the Agreement (1).

(4) The Appendices to Annex 11 to the Agriculture Agreement were last amended by Decision No 1/2006 of the Joint Veterinary Committee created by an Agreement between the European Community and the Swiss Confederation on trade in agricultural products of 1 December 2006 amending Appendices 1, 2, 3, 4, 5, 6 and 10 to Annex 11 to the Agreement (2).


In order to provide the resources needed for carrying out import controls on products of animal origin from third countries, it is necessary for Switzerland to be included, at least partially, in the rapid alert system established by Article 50 of Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (7).

(9) OJ L 18, 23.1.2003, p. 11.
(8) Switzerland has undertaken to incorporate into its national legislation the provisions of Regulation (EC) No 998/2003 of the European Parliament and of the Council of 26 May 2003 on the animal health requirements applicable to the non-commercial movement of pet animals (1).

(9) Appendices 2, 3, 4 and 6 to Annex 11 to the Agreement need to be amended to take account of changes in the Community and Swiss legislation in force on 30 June 2008.

HAS DECIDED AS FOLLOWS:

Article 1
Appendix 2 to Annex 11 to the Agriculture Agreement shall be amended in accordance with Annex I to this Decision.

Article 2
Appendices 3, 4, 5, 6 and 10 to Annex 11 to the Agriculture Agreement shall be amended in accordance with Annexes II to VI to this Decision.

Article 3
This Decision, drawn up in duplicate, shall be signed by the joint chairmen or other persons empowered to act on behalf of the parties.

Article 4
This Decision shall enter into force on the day of the entry into force of the Agreement between the European Community and the Swiss Confederation amending Annex 11 to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products (hereinafter the ‘Annex 11 Agreement’).

If the Annex 11 Agreement is applied provisionally, this Decision shall also be applied provisionally as from the same date pending the entry into force of the Agreement.

Article 5
This Decision shall be published in the Official Journal of the European Union.

On behalf of the Swiss Confederation
The Head of Delegation
Hans WYSS

On behalf of the European Community
The Head of Delegation
Paul VAN GELDORP

Annex 2 to Annex 11 is supplemented as follows:

X. Non-commercial movements of pet animals

A. LEGISLATION (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
</table>

B. SPECIAL RULES AND PROCEDURES FOR IMPLEMENTATION

1. The identification system shall be the one provided for in Regulation (EC) No 998/2003.

2. The validity of the anti-rabies vaccination and, if relevant, of the revaccination shall be recognised in accordance with the recommendations of the laboratory of manufacture and pursuant to Article 5 of Regulation (EC) No 998/2003 and Commission Decision 2005/91/EC of 2 February 2005 establishing the period after which the anti-rabies vaccination is considered as valid (1).

3. The passport to be used is that provided for in Commission Decision 2003/803/EC of 26 November 2003 establishing a model passport for the intra-Community movements of dogs, cats and ferrets (2).

4. For the purposes of this Appendix, the provisions of Chapter II (Provisions applicable to movement between Member States) of Regulation (EC) No 998/2003 shall apply mutatis mutandis to the non-commercial movement of pet animals between the Member States of the Community and Switzerland.

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
ANNEX II

Appendix 3 to Annex 11 is replaced as follows:

Appendix 3

IMPORTS OF LIVE ANIMALS, THEIR SEMEN, OVA AND EMBRYOS FROM THIRD COUNTRIES

I. Community — Legislation (*)

A. Ungulates, excluding Equidae


B. Equidae


C. Poultry and hatching eggs


D. Aquaculture animals


E. Bovine embryos


F. Bovine semen


G. Porcine semen


H. Other live animals


(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
I. Other specific provisions


II. Switzerland — Legislation (*)

1. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);

2. Ordinance of 18 April 2007 on the import and transit of animals by air from third countries (OITA), (RS 916.443.12);

3. Ordinance of 18 April 2007 on the import and transit of animal products by air from third countries (OITPA), (RS 916.443.13);

4. Ordinance of the DFE of 16 May 2007 on controls on the import and transit of animals and animal products (Ordinance on controls, OITE), (RS 916.443.106);

5. Ordinance of 18 April 2007 on the importation of pet animals (OIAC) (RS 916.443.14);

6. Ordinance of 18 August 2004 on veterinary medicinal products (OMédV), (RS 812.212.27);


III. Implementing rules

The Federal Veterinary Office shall apply, simultaneously with the Member States of the Community, the import conditions set out in the acts mentioned in point I of this Appendix, the implementing measures and the lists of establishments from which the corresponding imports are authorised. This undertaking shall apply to all the relevant acts, irrespective of their date of adoption.

The Federal Veterinary Office may adopt more restrictive measures and require additional guarantees. Consultations shall be held within the Joint Veterinary Committee to find suitable solutions.

The Federal Veterinary Office and the Member States of the Community shall notify each other of the specific import conditions established bilaterally, which have not been harmonised at Community level.

For the purposes of this Annex, for Switzerland, Zürich Zoo is accepted as an approved centre in accordance with Annex C to Directive 92/65/EEC.

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
ANNEX III

Appendix 4 to Annex 11 is replaced as follows:

Appendix 4

ZOOTECHNICAL PROVISIONS, INCLUDING THOSE GOVERNING IMPORTS FROM THIRD COUNTRIES

A. Legislation (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
</table>

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
B. Implementing rules

For the purposes of this Appendix, live animals and animal products traded between the Member States of the Community and Switzerland shall circulate under the conditions established for trade between the Member States of the Community.

Without prejudice to the provisions on zootechnical checks in Appendices 5 and 6, the Swiss authorities undertake to ensure that Switzerland applies to its imports the same provisions as those in Council Directive 94/28/EC.

Where difficulties arise, the matter shall be referred to the Joint Veterinary Committee at the request of either party.'
ANNEX IV

Appendix 5 to Annex 11 is replaced as follows:

Appendix 5

LIVE ANIMALS, THEIR SEMEN, OVA AND EMBRYOS: BORDER CHECKS AND INSPECTION FEES

CHAPTER I
General provisions — TRACES system

A. LEGISLATION (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2. Ordinance of 27 June 1995 on epizootic diseases (OFE), (RS 916.401);</td>
</tr>
<tr>
<td></td>
<td>3. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);</td>
</tr>
<tr>
<td></td>
<td>4. Ordinance of 18 April 2007 on the import and transit of animals by air from third countries (OITA), (RS 916.443.12);</td>
</tr>
<tr>
<td></td>
<td>5. Ordinance of 18 April 2007 on the import and transit of animal products by air from third countries (OITPA), (RS 916.443.13);</td>
</tr>
<tr>
<td></td>
<td>6. Ordinance of the DFE of 16 May 2007 on controls on the import and transit of animals and animal products (Ordinance on controls, OITE), (RS 916.443.106);</td>
</tr>
<tr>
<td></td>
<td>7. Ordinance of 18 April 2007 on the importation of pet animals (OIAA), (RS 916.443.14);</td>
</tr>
</tbody>
</table>

B. IMPLEMENTING RULES

The Commission, in cooperation with the Federal Veterinary Office, shall integrate Switzerland into the TRACES system, in accordance with Commission Decision 2004/292/EC.

If necessary, transitional and complementary measures shall be laid down by the Joint Veterinary Committee.

CHAPTER II
Veterinary and zootechnical checks applicable in trade between the Member States of the Community and Switzerland

A. LEGISLATION (*)

Veterinary and zootechnical checks applicable in trade between the Member States of the Community and Switzerland shall be carried out in accordance with the provisions of the following acts:

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.


1. Law on epizootic diseases (LFE) of 1 July 1966, (RS 916.40), and in particular Article 57 thereof;

2. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);

3. Ordinance of the DFE of 16 May 2007 on controls on the import and transit of animals and animal products (Ordinance on controls, OITE), (RS 916.443.106);

4. Ordinance of 18 April 2007 on the importation of pet animals (OIAC), (RS 916.443.14);

5. Ordinance of 30 October 1985 on the fees levied by the Federal Veterinary Office (OEVET), (RS 916.472).

B. GENERAL IMPLEMENTING RULES

In the cases provided for in Article 8 of Directive 90/425/EEC, the competent authorities of the place of destination shall contact the competent authorities of the place of dispatch without delay. They shall take all necessary measures and notify the competent authority of the place of dispatch and the Commission of the nature of the checks carried out, the decisions taken and the reasons for such decisions.

The Joint Veterinary Committee shall be responsible for the application of the provisions of Articles 10, 11 and 16 of Directive 89/608/EEC and Articles 9 and 22 of Directive 90/425/EEC.

C. SPECIAL RULES APPLICABLE TO ANIMALS SENT FOR GRAZING IN BORDER AREAS

1. Definitions:

Grazing: dispatching animals to a Member State or to Switzerland with a view to grazing in a 10 km strip on either side of the border. In special, duly substantiated conditions, a wider strip on either side of the border between Switzerland and the Community may be authorised by the competent authorities concerned.

Daily grazing: grazing where the animals are returned to their holding of origin in a Member State or in Switzerland at the end of each day.

2. In the event of grazing between the Member States of the Community and Switzerland, Commission Decision 2001/672/EC of 20 August 2001 laying down special rules applicable to movements of bovine animals when put out to summer grazing in mountain areas (OJ L 235, 4.9.2001, p. 23) shall apply mutatis mutandis. However, for the purposes of this Annex, the following adjustments shall apply to Article 1 of Decision 2001/672/EC:

- the reference to the period from 1 May to 15 October shall be replaced by “the calendar year”;

- for Switzerland, the parties referred to in Article 1 of Decision 2001/672/EC and referred to in the corresponding Annex shall be:

**SWITZERLAND**

**CANTON OF ZÜRICH**

**CANTON OF BERN/BERNE**

**CANTON OF LUZERN**
CANTON OF URI
CANTON OF SCHWYZ
CANTON OF OBWALDEN
CANTON OF NIDWALDEN
CANTON OF GLARIS
CANTON OF ZUG
CANTON OF Fribourg
CANTON OF SOLOTHURN
CANTON OF BASEL STADT
CANTON OF BASEL LAND
CANTON OF SCHAFFHAUSEN
CANTON OF APPENZELL AUSSERRHODEN
CANTON OF APPENZELL INNERRHODEN
CANTON OF SANKT GALLEN
CANTON OF GRAUBÜNDEN
CANTON OF AARGAU
CANTON OF THURGAU
CANTON OF TICINO
CANTON OF VAUD
CANTON OF VALAIS/WALLIS
CANTON OF NEUCHÂTEL
CANTON OF GENEVA
CANTON OF JURA.

Pursuant to the Ordinance on epizootic diseases (OFE) of 27 June 1995 (RS 916.401), and in particular Article 7 thereof (registration), and the Ordinance of 23 November 2005 on the database on animal movements (RS 916.404), and in particular Section 2 thereof (content of the database), Switzerland is to allocate to each pasturage a specific registration code which must be registered in the national database on bovine animals.

3. In the case of grazing between the Member States of the Community and Switzerland, the official veterinarian of the country of dispatch shall:

(a) on the date of issue of the certificate and no later than 24 hours before the planned date of arrival of the animals, by means of the computerised system linking veterinary authorities provided for in Article 20 of Directive 90/425/EEC, inform the competent authority of the place of destination (local veterinary unit) to which the animals have been dispatched;
(b) examine the animals within 48 hours prior to their departure for the grazing ground; the animals must be duly identified;

(c) issue a certificate in accordance with the model in point 9 below.

4. Throughout the duration of the grazing period, the animals shall remain under customs control.

5. The holder of the animals must:

(a) agree, in a written statement, to comply with all measures taken pursuant to this Annex and any other measures introduced at local level, in the same way as any holder originating in a Member State or Switzerland;

(b) pay the costs of the checks required pursuant to this Annex;

(c) cooperate fully with arrangements for customs or veterinary checks required by the authorities of the country of dispatch or of destination.

6. When the animals return at the end of the season or before, the official veterinarian of the country where the grazing ground is located shall:

(a) on the date of issue of the certificate and no later than 24 hours before the planned date of arrival of the animals, by means of the computerised system linking veterinary authorities provided for in Article 20 of Directive 90/425/EEC, inform the competent authority of the place of destination (local veterinary unit) to which the animals have been dispatched;

(b) examine the animals within 48 hours prior to their departure for the grazing ground; the animals must be duly identified;

(c) issue a certificate in accordance with the model in point 9 below.

7. In the event of outbreaks of disease, the competent veterinary authorities shall take appropriate measures by mutual agreement. Those authorities shall consider how to cover any costs involved. If necessary, the matter shall be referred to the Joint Veterinary Committee.

8. As an exception to the rules on grazing in points 1 to 7, in the case of daily grazing between the Member States of the Community and Switzerland:

(a) the animals shall not enter into contact with animals from another holding;

(b) the holders of such animals shall undertake to inform the competent veterinary authority of any contact between their animals and animals from another holding;

(c) the health certificate set out in point 9 below shall be presented to the competent veterinary authorities every calendar year when the animals first enter a Member State or Switzerland. This health certificate must be presented to the competent veterinary authorities at the request of the latter;

(d) points 2 and 3 above shall apply only to the first time in each calendar year that the animals are dispatched to a Member State or to Switzerland;

(e) point 6 shall not apply;

(f) the holders of animals shall undertake to inform the competent veterinary authority of the end of the grazing period.

9. Model health certificate for bovine animals sent for grazing or daily grazing in border areas and for bovine animals returning from border grazing:
Model health certificate for bovine animals sent for grazing or daily grazing in border areas and for bovine animals returning from border grazing

### Part I: Details of consignment presented

<table>
<thead>
<tr>
<th>Field</th>
<th>Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1. Consignor</td>
<td>Name</td>
</tr>
<tr>
<td>1.2. Certificate reference number</td>
<td></td>
</tr>
<tr>
<td>1.3. Central Competent Authority</td>
<td></td>
</tr>
<tr>
<td>1.4. Local Competent Authority</td>
<td></td>
</tr>
<tr>
<td>1.5. Consignee</td>
<td>Name</td>
</tr>
<tr>
<td>1.6. Means of transport</td>
<td>Aeroplane</td>
</tr>
<tr>
<td>1.7. Dealer</td>
<td>Name</td>
</tr>
<tr>
<td>1.8. Country of origin</td>
<td>ISO code</td>
</tr>
<tr>
<td>1.9. Region of origin</td>
<td>Code</td>
</tr>
<tr>
<td>1.10. Country of destination</td>
<td>ISO code</td>
</tr>
<tr>
<td>1.11. Region of destination</td>
<td>Code</td>
</tr>
<tr>
<td>1.12. Place of origin/Place of harvest</td>
<td>Holding</td>
</tr>
<tr>
<td>1.13. Place of destination</td>
<td>Holding</td>
</tr>
<tr>
<td>1.14. Place of loading</td>
<td>Postal code</td>
</tr>
<tr>
<td>1.15. Date and time of departure</td>
<td></td>
</tr>
<tr>
<td>1.16. Animal species/product</td>
<td></td>
</tr>
<tr>
<td>1.17. Transporter</td>
<td>Name</td>
</tr>
<tr>
<td>1.18. Commodity code (CN code)</td>
<td>01 02</td>
</tr>
<tr>
<td>1.19. Number/quantity</td>
<td></td>
</tr>
<tr>
<td>1.20. Number of packages</td>
<td></td>
</tr>
<tr>
<td>1.21.</td>
<td></td>
</tr>
<tr>
<td>1.22. Type of packaging</td>
<td></td>
</tr>
<tr>
<td>1.23.</td>
<td></td>
</tr>
<tr>
<td>1.24.</td>
<td></td>
</tr>
<tr>
<td>1.25. Animals certified as/products certified for</td>
<td>Transhumance</td>
</tr>
<tr>
<td>1.26. Transit through third country</td>
<td>Third country</td>
</tr>
<tr>
<td>1.27. Transit through Member States</td>
<td>Member State</td>
</tr>
<tr>
<td>1.28. Entry point</td>
<td>BIP unit no.:</td>
</tr>
<tr>
<td>1.29. Estimated journey time</td>
<td></td>
</tr>
<tr>
<td>1.30. Route plan</td>
<td>Yes</td>
</tr>
<tr>
<td>1.31. Identification of the animals/products</td>
<td>Identification number</td>
</tr>
</tbody>
</table>
**EUROPEAN COMMUNITY**

**2005/22 Summer grazing**

<table>
<thead>
<tr>
<th>II. HEALTH INFORMATION (1) (2)</th>
<th>II.a. Certificate reference number</th>
<th>II.b. Local reference number</th>
</tr>
</thead>
</table>

II.1. Health certificate for bovine animals sent for grazing (3) or daily grazing (4) (5) in border areas.

I, the undersigned official veterinarian, certify that each animal from the lot described above:

II.1.1. comes from a holding of origin and an area which, in conformity with Community or national legislation, is not subject to any prohibition or restriction for reasons of animal diseases affecting bovine animals;

II.1.2. comes from a herd of origin situated in a Member State or part of its territory:

(a) with a surveillance network approved by Commission Decision xx/xx/EC, or, for Switzerland, by the Agreement of 21 June 1999 between the European Community and Switzerland (point I of Appendix 2 to Annex 11);

(b) which is officially recognised as free of leucosis, tuberculosis and brucellosis.

II.1.3. is an animal for breeding (3) or production (2) that:

(a) has been resident, as far as can be ascertained, on the holding of origin during the past 30 days, or since birth if less than 30 days of age, and no animal imported from a third country was introduced into that holding during this period, unless it was isolated from all other animals on the holding;

(b) has not been in contact during the past 30 days with animals from herds not meeting the conditions set out in point II.1.2.

II.1.4. The above described animals were inspected on [insert date], during the 24 hours before scheduled departure and showed no clinical signs of infectious or contagious disease.

II.1.5. The holding of origin and, where applicable, the approved assembly centre and the area they are situated in are not subject to any prohibitions or restrictions for reasons of animal diseases affecting bovine animals in conformity with Community or national legislation.

II.1.6. All applicable provisions of Council Directive 64/432/EEC have been fulfilled.

II.1.7. The animals comply with the additional guarantees regarding infectious bovine rhinotracheitis/infectious pustular vulvovaginitis in accordance with Commission Decision 93/42/EEC, which applies *mutatis mutandis* in accordance with the Agreement of 21 June 1999 between the European Community and Switzerland.

II.1.8. At the time of inspection the above animals were fit to be transported on the intended journey in accordance with the provisions of Council Regulation (EC) No 1/2005 (6).

II.1.9. Date of arrival at the pasture (5): ____________

II.1.10. Planned date of departure from the pasture:

II.2. Health certificate for bovine animals returning from grazing in border areas (at or before the end of the normal grazing period).

II.2.1. the animals described above [list of animals returning early (3) or list of animals on the associated original certificate (3)] were inspected on ________________ (date of loading or 48 hours before departure) and showed no clinical signs of infectious or contagious disease;

II.2.2. the area in which the animals have been grazing is not subject to any prohibition or restriction in connection with animal diseases affecting the bovine species in accordance with Community or national legislation and, in particular, no cases of tuberculosis, brucellosis or leucosis have been found during the grazing period.

Notes

Part I:

— The number of the health certificate used to move the animals to the grazing area is given in part I.6 of this certificate.

Part II:

(1) The information which must appear on this certificate must be entered in the computerised system linking veterinary authorities provided for in Article 20 of Directive 90/426/EEC on the date of issue of the certificate and no later than 24 hours before the planned date of arrival of the animals.

(2) This certificate shall be valid for ten days from the date of the health inspection carried out in Switzerland or in the Member State of origin. In the case of daily grazing, this certificate shall be valid for the entire grazing period.

(3) Delete as appropriate.
(*) In the case of daily grazing, this certificate shall be valid for the entire grazing period.

(*) 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.

(*) The registration code of the pasture ground is shown in part I.13 (Approval number) of this certificate.

(*) If animals are returned to their holding of origin during the grazing period for health reasons, accompanied by a health certificate, the identification marks must be deleted from the initial list, which must be validated by the official veterinarian.

(*) Part II.1 to be filled in for dispatch to grazing or daily grazing in a border area. Part II.2 to be filled in for return from grazing in a border area.

The colour of the stamp and signature must be different from that of the other particulars in the certificate.

<table>
<thead>
<tr>
<th>Name (in capitals):</th>
<th>Qualification and title:</th>
</tr>
</thead>
</table>

Official veterinarian or inspector:

Local Veterinary Unit: Local Veterinary Unit number:

Date: Signature:

Seal:
CHAPTER III

Conditions applying to trade between the Community and Switzerland

A. LEGISLATION

For trade in live animals and their semen, ova and embryos between the Community and Switzerland, and for the grazing of bovine animals in border areas between the Community and Switzerland, the health certificates shall be those provided for in this Annex and available in the TRACES system, in accordance with Commission Regulation (EC) No 599/2004 of 30 March 2004 concerning the adoption of a harmonised model certificate and inspection report linked to intra-Community trade in animals and products of animal origin (OJ L 94, 31.3.2004, p. 44).

CHAPTER IV

Veterinary checks applicable to imports of animals from third countries

A. LEGISLATION (*)

Checks on imports from third countries shall be carried out in accordance with the provisions of the following acts:

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>7. Ordinance of 18 August 2004 on veterinary medicinal products (OMédV), (RS 812.212.27).</td>
</tr>
</tbody>
</table>

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
B. IMPLEMENTING RULES

1. For the purposes of implementing Article 6 of Directive 91/496/EEC, the Member States’ border inspection posts approved for veterinary checks on live animals are listed in the Annex to Commission Decision 2001/881/EC of 7 December 2001 drawing up a list of border inspection posts approved for veterinary checks on animals and animal products from third countries and updating the detailed rules concerning the checks to be carried out by the experts of the Commission.

2. For the purposes of implementing Article 6 of Directive 91/496/EEC, the border inspection posts for Switzerland shall be:

<table>
<thead>
<tr>
<th>Name</th>
<th>TRACES code</th>
<th>Type</th>
<th>Inspection centre</th>
<th>Type of approval</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zürich Airport</td>
<td>CHZRH4</td>
<td>A</td>
<td>Centre 3</td>
<td>O - Other animals (including zoo animals)</td>
</tr>
<tr>
<td>Geneva Airport</td>
<td>CHGVA4</td>
<td>A</td>
<td>Centre 2</td>
<td>O - Other animals (including zoo animals)</td>
</tr>
</tbody>
</table>

(1) By reference to the approval categories defined in Commission Decision 2001/881/EC.

The Joint Veterinary Committee shall be responsible for any subsequent amendments to the list of border inspection posts, their inspection centres and their types of approval.

On-the-spot inspections shall be carried out under the responsibility of the Joint Veterinary Committee in accordance, in particular, with Article 19 of Directive 91/496/EEC and Article 57 of the Law on epizootic diseases.

3. The Federal Veterinary Office shall apply, simultaneously with the Member States of the Community, the import conditions referred to in Appendix 3 to this Annex, and the implementing measures.

The Federal Veterinary Office may adopt more restrictive measures and demand additional guarantees. Consultations shall be held within the Joint Veterinary Committee to find suitable solutions.

The Federal Veterinary Office and the Member States of the Community shall notify each other of the specific import conditions established bilaterally which have not been harmonised at Community level.

4. The Member States’ border inspection posts referred to in point 1 shall check imports from third countries destined for Switzerland in accordance with point A of Chapter IV of this Appendix.

5. The Swiss border inspection posts mentioned in point 2 shall check imports from third countries destined for the Member States of the Community in accordance with point A of Chapter IV of this Appendix.
# Specific provisions

## A. IDENTIFICATION OF ANIMALS

### 1. LEGISLATION (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
</table>

### 2. SPECIAL RULES AND PROCEDURES FOR IMPLEMENTATION

a. The Joint Veterinary Committee shall be responsible for the application of Article 3(2), the fifth subparagraph of Article 4(1)(a) and Article 4(2) of Directive 92/102/EEC.

b. For movements of porcine, ovine and caprine animals within Switzerland, the date to be taken into account for the purposes of Article 5(3) shall be 1 July 1999.

c. In the context of Article 10 of Directive 92/102/EEC, the Joint Veterinary Committee shall be responsible for coordination where any electronic identification systems are set up.

## B. PROTECTION OF ANIMALS

### 1. LEGISLATION (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
</table>

### 2. SPECIAL RULES AND PROCEDURES FOR IMPLEMENTATION

a. The Swiss authorities undertake to comply with the provisions of Regulation (EC) No 1/2005 for trade between Switzerland and the Community and for imports from third countries.

b. In the cases provided for in Article 26 of Regulation (EC) No 1/2005, the competent authorities of the place of destination shall contact the competent authorities of the place of departure without delay.

c. The Joint Veterinary Committee shall be responsible for the application of Articles 10, 11 and 16 of Directive 89/608/EEC.

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
d. On-the-spot inspections shall be carried out under the responsibility of the Joint Veterinary Committee in accordance, in particular, with Article 28 of Regulation (EC) No 1/2005 and Article 208 of the Ordinance of 23 April 2008 on the protection of animals (OPAn), (RS 455.1).

e. Pursuant to Article 175 of the Ordinance of 23 April 2008 on the protection of animals (OPAn), (RS 455.1), transit via Switzerland of cattle, sheep, goats and pigs may only take place by rail or aircraft. This matter shall be examined by the Joint Veterinary Committee.

C. FEES

1. No fees shall be charged for veterinary checks carried out in trade between the Member States of the Community and Switzerland.

2. For veterinary checks on imports from third countries, the Swiss authorities undertake to collect the official control fees provided for in Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules (OJ L 165, 30.4.2004, p. 1).
A. The special conditions relating to animal products for human consumption listed in Chapter I of Appendix 6 to Annex 11 are supplemented as follows:

(11) Pending recognition of the alignment of Community legislation and Swiss legislation, for exports to the Community Switzerland shall monitor compliance with the following acts and their implementing rules:


B. In Appendix 6 to Annex 11, the part relating to animal by-products not intended for human consumption is replaced by the following:

### Animal by-products not intended for human consumption

**Exports from the Community to Switzerland and exports from Switzerland to the Community**

<table>
<thead>
<tr>
<th>Trade conditions</th>
<th>Equivalence</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>EC standards (*)</strong></td>
<td><strong>Swiss standards (*)</strong></td>
</tr>
<tr>
<td></td>
<td>Ordinance of 27 June 1995 on epizootic diseases (OFE), (RS 916.401)</td>
</tr>
<tr>
<td></td>
<td>Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10)</td>
</tr>
<tr>
<td></td>
<td>Ordinance of 23 June 2004 on the elimination of animal by-products (OESPA), (RS 916.441.22)</td>
</tr>
</tbody>
</table>

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.

**Special conditions**

Switzerland shall apply to its imports the same provisions as those in Annexes VII, VIII, X (certificates) and XI (countries), in accordance with Article 29 of Regulation (EC) No 1774/2002.

Trade in Category 1 and Category 2 materials shall be governed by paragraphs 2 to 6 of Article 8 of Regulation (EC) No 1774/2002.

Category 3 materials traded between the Member States of the Community and Switzerland must be accompanied by the commercial documents and health certificates provided for in Chapter III of Annex II, in accordance with Articles 7 and 8 of Regulation (EC) No 1774/2002.

In accordance with Chapter III of Regulation (EC) No 1774/2002, Switzerland shall draw up a list of its corresponding establishments.

In accordance with Chapter III of Regulation (EC) No 1774/2002, Switzerland shall prohibit the feeding of pigs with catering waste by 1 July 2011. This matter shall be examined by the Joint Veterinary Committee.’
ANNEX VI

Appendix 10 to Annex 11 is replaced as follows:

Part A

ANIMAL PRODUCTS: BORDER CHECKS AND INSPECTION FEES

CHAPTER I

General provisions

A. LEGISLATION (*)

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
</table>

B. IMPLEMENTING RULES

1. The Commission, in cooperation with the Federal Veterinary Office, shall integrate Switzerland into the TRACES system, in accordance with Commission Decision 2004/292/EC.

2. The Commission, in cooperation with the Federal Veterinary Office, shall integrate Switzerland into the rapid alert system provided for in Article 50 of Regulation (EC) No 178/2002 as regards the provisions relating to refusal to allow entry of animal products at borders.

The Commission shall immediately notify Switzerland of any rejection of a batch, a container or a cargo by a competent authority at a border post of the Community.

Switzerland shall immediately notify the Commission of any rejection of a batch, container or cargo of food or feed by a competent authority at a Swiss border post on the grounds of a direct or indirect risk to human health, and shall comply with the confidentiality rules provided for in Article 52 of Regulation (EC) No 178/2002.

The special measures relating to this participation shall be established by the Joint Veterinary Committee.

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
CHAPTER II

Veterinary checks applicable in trade between the Member States of the Community and Switzerland

A. LEGISLATION (*)

Veterinary checks applicable in trade between the Member States of the Community and Switzerland shall be carried out in accordance with the provisions of the following acts:

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Council Directive 89/608/EEC of 21 November 1989 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of legislation on veterinary and zootechnical matters (OJ L 351, 2.12.1989, p. 34);</td>
<td>1. Law on epizootic diseases (LFE) of 1 July 1966, (RS 916.40), and in particular Article 57 thereof;</td>
</tr>
<tr>
<td>4. Ordinance of the DFE of 16 May 2007 on controls on the import and transit of animals and animal products (Ordinance on controls, OITE), (RS 916.443.106);</td>
<td>4. Ordinance of the DFE of 16 May 2007 on controls on the import and transit of animals and animal products (Ordinance on controls, OITE), (RS 916.443.106);</td>
</tr>
<tr>
<td>5. Ordinance of 18 April 2007 on the importation of pet animals (OIAC), (RS 916.443.14);</td>
<td>5. Ordinance of 18 April 2007 on the importation of pet animals (OIAC), (RS 916.443.14);</td>
</tr>
</tbody>
</table>

B. IMPLEMENTING RULES

In the cases provided for in Article 8 of Directive 89/662/EEC, the competent authorities of the place of destination shall contact the competent authorities of the place of dispatch without delay. They shall take all necessary measures and notify the competent authority of the place of dispatch and the Commission of the nature of the checks carried out, the decisions taken and the reasons for such decisions.

The Joint Veterinary Committee shall be responsible for the application of the provisions of Articles 10, 11 and 16 of Directive 89/608/EEC and Articles 9 and 16 of Directive 89/662/EEC.

CHAPTER III

Veterinary checks applicable to imports from third countries

A. LEGISLATION (**) 

Checks on imports from third countries shall be carried out in accordance with the provisions of the following acts:

<table>
<thead>
<tr>
<th>Community</th>
<th>Switzerland</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);</td>
<td>2. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);</td>
</tr>
</tbody>
</table>

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.

(**) Unless indicated otherwise, any reference to an act shall mean that act as most recently amended.


5. Council Directive 89/608/EEC of 21 November 1989 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of legislation on veterinary and zootechnical matters (OJ L 351, 2.12.1989, p. 34);


B. IMPLEMENTING RULES

1. For the purposes of implementing Article 6 of Directive 97/78/EEC, the border inspection posts for the Member States of the Community shall be: the border inspection posts approved for veterinary checks on animal products and listed in the Annex to amended Commission Decision 2001/881/EC of 7 December 2001 drawing up a list of border inspection posts approved for veterinary checks on animals and animal products from third countries and updating the detailed rules concerning the checks to be carried out by the experts of the Commission.

2. For the purposes of implementing Article 6 of Directive 97/78/EEC, the border inspection posts for Switzerland shall be:

<table>
<thead>
<tr>
<th>Name</th>
<th>TRACES code</th>
<th>Type</th>
<th>Inspection centre</th>
<th>Type of approval</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zürich Airport</td>
<td>CHZRH4</td>
<td>A</td>
<td>Centre 1</td>
<td>NHC (*)</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Centre 2</td>
<td>HC(2) (*)</td>
</tr>
<tr>
<td>Geneva Airport</td>
<td>CHGVA4</td>
<td>A</td>
<td>Centre 1</td>
<td>HC(2), NHC (*)</td>
</tr>
</tbody>
</table>

(*) By reference to the approval categories defined in Commission Decision 2001/881/EC.

The Joint Veterinary Committee shall be responsible for any subsequent amendments to the list of border inspection posts, their inspection centres and their types of approval.

On-the-spot inspections shall be carried out under the responsibility of the Joint Veterinary Committee in accordance, in particular, with Article 45 of Regulation (EC) No 882/2004 and Article 57 of the Law on epizootic diseases.

CHAPTER IV

Health requirements and control requirements in trade between the Community and Switzerland

For sectors where recognition of equivalence is mutual, animal products traded between the Member States of the Community and Switzerland shall move under the same conditions as products traded between the Member States of the Community. Where necessary, these products shall be accompanied by the health certificates required for trade between the Member States of the Community or defined in this Annex and available in the TRACES system.

For the other sectors, the health requirements laid down in Chapter II of Appendix 6 shall continue to apply.

CHAPTER V

Health requirements and control requirements relating to imports from third countries

1. Community — Legislation (*)

A. PUBLIC HEALTH MEASURES


(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.


B. ANIMAL HEALTH RULES


C. OTHER SPECIFIC MEASURES (*)


(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
2. Decision 94/1/EC of the Council and the Commission of 13 December 1993 on the conclusion of the Agreement on the European Economic Area between the European Communities, their Member States and the Republic of Austria, the Republic of Finland, the Republic of Iceland, the Principality of Liechtenstein, the Kingdom of Norway, the Kingdom of Sweden and the Swiss Confederation (OJ L 1, 3.1.1994, p. 1).


2. Switzerland — Legislation (*)
   A. Ordinance of 18 April 2007 on the import, transit and export of animals and animal products (OITE), (RS 916.443.10);

   B. Ordinance of 18 April 2007 on the import and transit of animal products by air from third countries (OITPA).

3. Implementing rules
   A. The Federal Veterinary Office shall apply, simultaneously with the Member States of the Community, the import conditions set out in the legislation referred to in point I of this Appendix, the implementing measures and the lists of establishments from which the corresponding imports are authorised. This undertaking shall apply to all the relevant acts irrespective of their date of adoption.

   The Federal Veterinary Office may adopt more restrictive measures and demand additional guarantees. Consultations shall be held within the Joint Veterinary Committee to find suitable solutions.

   The Federal Veterinary Office and the Member States of the Community shall notify each other of the specific import conditions established bilaterally, which have not been harmonised at Community level.

(*) Unless indicated otherwise, any reference to an act shall mean that act as amended before 30 June 2008.
B. The Member States’ border inspection posts referred to in point B.1 of Chapter III of this Appendix shall check imports from third countries destined for Switzerland in accordance with point A of Chapter III of this Appendix.

C. The Swiss border inspection posts mentioned in point B.2 of Chapter III of this Appendix shall check imports from third countries destined for the Member States of the Community in accordance with point A of Chapter III of this Appendix.

D. Pursuant to the Ordinance of 18 April 2007 on the import and transit of animal products by air from third countries (OITPA), (RS 916.443.13), Switzerland shall retain the possibility of importing bovine meat from cattle potentially treated with hormonal growth promoters. The exportation of such meat to the Community shall be prohibited. In addition, Switzerland shall:

— confine the use of such meat to direct selling by retail establishments to consumers under appropriate labelling conditions;

— allow such meat to be introduced into Switzerland only through Swiss border inspection posts; and

— maintain an appropriate traceability and channelling system to prevent any possibility of such meat being subsequently introduced into the territory of the Member States of the Community;

— present twice a year a report to the Commission on the origin and destination of the imports, plus an account of the checks carried out to ensure compliance with the conditions listed in the foregoing indents;

— where there are concerns, these provisions shall be examined by the Joint Veterinary Committee.

CHAPTER VI

Fees

1. No fees shall be charged for veterinary checks carried out in trade between the Member States of the Community and Switzerland.

2. For veterinary checks on imports from third countries, the Swiss authorities undertake to collect the official control fees provided for in Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules (OJ L 165, 30.4.2004, p. 1).: