

## II

(Acts whose publication is not obligatory)

## COMMISSION

## COMMISSION DECISION

of 10 January 1996

laying down the criteria for entry and registration of *equidae* in stud-books for breeding purposes

(Text with EEA relevance)

(96/78/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DECISION :

Having regard to the Treaty establishing the European Community,

*Article 1*

Having regard to Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in *equidae*<sup>(1)</sup>, and in particular Article 4 (2) (b) thereof,

1. To qualify for entry in the main section of the stud-book of its breed registered *equidae* must :

- be descended from parents entered in the main section of a stud-book of that same breed and have a pedigree established in accordance with the rules of that stud-book,
- be identified as foal at foot according to the rules of that stud-book, which at least should require the covering certificate.

Whereas under Article 4 (2) (b) of Directive 90/427/EEC the harmonized criteria governing the entry of *equidae* in stud-books should be established ;

2. In derogation from the first indent of paragraph 1, an animal can be entered in the main section to take part in a cross breeding programme approved by the organization or association according to the rules of that stud-book. The cross breeding programme should mention the breeds which are allowed to take part.

Whereas it is therefore necessary to lay down the criteria for the entry of *equidae* in stud-books for breeding purposes ;

*Article 2*

Whereas precise conditions relating to lineage and identification must be met prior to entry in the stud-book ;

Whereas allowance should be made for the division of the stud-book into different sections and classes so that certain types of animals will not be excluded ;

1. The main section of a stud-book may be divided in conformity with No 3 (b), fifth indent, of the Annex of Commission Decision 92/353/EEC<sup>(2)</sup> laying down the criteria for the approval or recognition of organizations and associations which maintain or establish stud-books for registered *equidae* into several classes according to the animals' merits. Only *equidae* meeting the criteria laid down in Article 1 may be entered in one of those classes.

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Zootechnics,

<sup>(1)</sup> OJ No L 224, 18. 8. 1990, p. 55.

<sup>(2)</sup> OJ No L 192, 11. 7. 1992, p. 63.

2. Where a stud-book contains several classes in the main section, an animal from another stud-book shall be entered in the class of the stud-book whose criteria it meets.

*Article 3*

1. An organization or association keeping a stud-book may decide that an animal, which does not meet the criteria laid down in Article 1, may be entered in a supplementary section of that stud-book. The animal must meet the following requirements :

- be identified in accordance with the stud-book rules,
- be judged to conform to the breed standard,
- have a minimum performance as laid down in the stud-book rules.

2. The organization or association should fix the rules allowing progeny of such animals to enter the main section.

*Article 4*

This Decision is addressed to the Member States.

Done at Brussels, 10 January 1996.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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