

## COMMISSION DECISION

of 31 October 2007

## amending Decision 2007/554/EC concerning certain protection measures against foot-and-mouth disease in the United Kingdom

(notified under document number C(2007) 5284)

(Text with EEA relevance)

(2007/709/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market <sup>(1)</sup>, and in particular Article 9(4) thereof,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market <sup>(2)</sup>, and in particular Article 10(4) thereof,

Whereas:

- (1) Following recent outbreaks of foot-and-mouth disease in Great Britain, Commission Decision 2007/554/EC of 9 August 2007 concerning certain protection measures against foot-and-mouth disease in the United Kingdom <sup>(3)</sup> was adopted to reinforce the control measures against foot-and-mouth disease taken by that Member State in the framework of Council Directive 2003/85/EC of 29 September 2003 on Community measures for the control of foot-and-mouth disease <sup>(4)</sup>.
- (2) Decision 2007/554/EC lays down rules applicable to the dispatch from high and low risk areas in Great Britain of products considered safe that either were produced before the restrictions were put in place in the United Kingdom, from raw material sourced from outside those

restricted areas, or that have undergone a treatment proven effective in inactivating possible foot-and-mouth disease virus.

- (3) By adopting Decision 2007/664/EC the Commission laid down rules for the dispatch of certain categories of meat from certain areas listed in an additional Annex III that have not recorded any outbreak of foot-and-mouth disease for at least 90 days prior to slaughter and which comply with certain specified conditions.
- (4) On the basis of information provided by the United Kingdom, it is now, more than an incubation period after the last confirmed outbreak, appropriate to further lift certain restrictions applied to meat and frozen semen, ova and embryos, produced from animals that have been resident in areas that did not experience an outbreak of foot-and-mouth disease in 2007.
- (5) However, given the epidemiological situation in and regionalisation of the United Kingdom, and taking into account the conditions for the recovery of a foot-and-mouth disease free status, it is necessary to extend the application of Decision 2007/554/EC until 15 December 2007.
- (6) Decision 2007/554/EC should therefore be amended accordingly.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

## Article 1

Decision 2007/554/EC is amended as follows:

1. In Article 2, paragraph 4 is replaced by the following:

'4. The prohibition set out in paragraph 2 shall not apply to meats bearing the health mark in accordance with Chapter III of Section I of Annex I to Regulation (EC) No 854/2004, provided that:

<sup>(1)</sup> OJ L 395, 30.12.1989, p. 13. Directive as last amended by Directive 2004/41/EC of the European Parliament and of the Council (OJ L 157, 30.4.2004, p. 33), corrected version OJ L 195, 2.6.2004, p. 12.

<sup>(2)</sup> OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC of the European Parliament and of the Council (OJ L 315, 19.11.2002, p. 14).

<sup>(3)</sup> OJ L 210, 10.8.2007, p. 36. Decision as last amended by Decision 2007/664/EC (OJ L 270, 13.10.2007, p. 21).

<sup>(4)</sup> OJ L 306, 22.11.2003, p. 1. Directive as last amended by Directive 2006/104/EC (OJ L 363, 20.12.2006, p. 352).

- (a) the meat is clearly identified, and has been transported and stored since the date of production separately from meat which is not eligible, in accordance with this Decision, for dispatch outside the areas listed in Annex I;
- (b) the meat complies with one of the following conditions:
- (i) it was obtained before 15 July 2007; or
  - (ii) it is derived from animals reared for at least 90 days prior to the date of slaughter and slaughtered; or in the case of meat obtained from wild game of species susceptible to foot-and-mouth disease ("wild game") killed, outside the areas listed in Annexes I and II; or
  - (iii) it complies with the conditions set out in points (c), (d) and (e);
- (c) the meat was obtained from domestic ungulates or from farmed game of species susceptible to foot-and-mouth disease ("farmed game"), as specified for the respective category of meat in one of the appropriate columns 4 to 7 in Annex III, and complies with the following conditions:
- (i) the animals have been reared for at least 90 days prior to the date of slaughter on holdings situated within the areas specified in columns 1, 2 and 3 of Annex III, where there has been no outbreak of foot-and-mouth disease during at least that period;
  - (ii) during the 21 days prior to the date of transport to the slaughterhouse, or in the case of farmed game prior to the date of on-farm slaughtering, the animals have remained under the supervision of the competent veterinary authorities on a single holding which is situated in the centre of a circle around the holding of at least 10 km radius, where there has been no outbreak of foot-and-mouth disease during at least 30 days prior to the date of loading;
  - (iii) no animals of species susceptible to foot-and-mouth disease have been introduced into the holding referred to in point (ii) during the 21 days prior to the date of loading, or in the case of farmed game prior to the date of on-farm slaughtering, except in the case of pigs coming from a supplying holding which complies with the conditions laid down in point (ii), in which case the period of 21 days may be reduced to 7 days;
- However, the competent authority may authorise the introduction into the holding referred to in point (ii) of animals of species susceptible to foot-and-mouth disease which comply with the conditions set out in points (i) and (ii) and which
- come from a holding where no animals of species susceptible to foot-and-mouth disease have been introduced during the 21 days prior to the date of transport to the holding referred to in point (ii), except in the case of pigs coming from a supplying holding in which case the period of 21 days may be reduced to 7 days; or
  - were subjected with negative results to a test for antibodies against the foot-and-mouth disease virus carried out on a blood sample taken within 10 days prior to the date of transport to the holding referred to in point (ii); or
  - come from a holding that was subjected with negative results to a serological survey pursuant to a sampling protocol suitable to detect 5 % prevalence of foot-and-mouth disease with at least a 95 % level of confidence;
- (iv) the animals or, in the case of farmed game slaughtered on the farm, the carcasses have been transported under official control in means of transport that have been cleansed and disinfected before loading from the holding referred to in point (ii) to the designated slaughterhouse;
- (v) the animals have been slaughtered less than 24 hours following the time of arrival at the slaughterhouse and separately from animals the meat of which is not eligible for dispatch from the area listed in Annex I;
- (d) the meat, if positively marked in column 8 of Annex III, was obtained from wild game, that was killed in areas where there has been no outbreak of foot-and-mouth disease for at least a period of 90 days before the date of killing and at a distance of at least 20 km from areas not specified in columns 1, 2 and 3 of Annex III;
- (e) Meat referred to in points (c) and (d) must in addition comply with the following conditions:
- (i) the dispatch of such meat is only to be authorised by the competent veterinary authority of the United Kingdom, if

- the animals referred to in point (c)(iv) have been transported to the establishment without contact to holdings situated in areas not specified in columns 1, 2 and 3 of Annex III; and
- the establishment is not situated in the county of Surrey;
- (ii) the meat is at all times clearly identified, handled, stored and transported separately from meat which is not eligible for dispatch from the area listed in Annex I;
- (iii) during *post-mortem* inspection by the official veterinarian in the establishment of dispatch, or in the case of on-farm slaughtering of farmed game on the holding referred to in point (c)(ii), or in the case of wild game at the game-handling establishment, no clinical signs or *post-mortem* evidence of foot-and-mouth disease were established;
- (iv) the meat has remained in the establishments or holdings referred to in point (e)(iii) for at least 24 hours following the *post-mortem* inspection of the animals referred to in points (c) and (d),
- (v) any further preparation of meat for dispatch outside the area listed in Annex I shall be suspended:
- in the case where foot-and-mouth disease has been diagnosed in the establishments or holdings referred to in point (e)(iii), until the slaughter of all animals present and the removal of all meat and dead animals has been completed, and at least 24 hours have elapsed since the completion of the total cleansing and disinfection of those establishments and holdings under the control of an official veterinarian, and
- in the case of slaughter in the same establishment of animals susceptible to foot-and-mouth disease coming from holdings situated in areas in Annex I that do not comply with the conditions set out in point 4(c) or (d), until the slaughter of all such animals and the cleansing and disinfection of those establishments have been completed under the control of an official veterinarian;
- (vi) the central veterinary authorities shall communicate to the other Member States and the Commission a list of those establishments and holdings which they have approved for the purposes of application of points (c), (d) and (e).'
2. In Article 6, paragraph 2 is replaced by the following:
- '2. The prohibitions set out in paragraph 1 shall not apply to:
- (a) semen, ova and embryos produced before 15 July 2007;
- (b) frozen bovine semen and embryos, frozen porcine semen, and frozen ovine and caprine semen and embryos imported into the United Kingdom in accordance with the conditions laid down in Directives 88/407/EEC, 89/556/EEC, 90/429/EEC or 92/65/EEC respectively, and which since their introduction into the United Kingdom have been stored and transported separately from semen, ova and embryos not eligible for dispatch in accordance with paragraph 1;
- (c) frozen semen and embryos obtained from bovine, porcine, ovine and caprine animals kept for at least 90 days prior to the date of and during collection within the areas specified in columns 1, 2 and 3 of Annex III and which:
- (i) have been stored in approved conditions for a minimum period of 30 days prior to the date of dispatch, and
- (ii) have been collected from donor animals standing in centres or on holdings which have been free from foot-and-mouth disease for at least three months prior to the date of collection of the semen and 30 days after the date of collection and which are situated in the centre of an area of 10 kilometres radius in which there has been no case of foot-and-mouth disease for at least 30 days prior to the date of collection.
- Before the dispatch of the semen referred to in points (a), (b) and (c) the central veterinary authorities shall communicate to the other Member States and the Commission a list of centres and teams approved for the purpose of application of this paragraph.'
3. In Article 17, '15 November 2007' is replaced by '15 December 2007'.
4. Annex III is replaced by the text in the Annex to this Decision.

*Article 2*

Member States shall amend the measures which they apply to trade so as to bring them into compliance with this Decision. They shall immediately inform the Commission thereof.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 31 October 2007.

*For the Commission*  
Markos KYPRIANOU  
*Member of the Commission*

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## ANNEX

## 'ANNEX III

1	2	3	4	5	6	7	8
GROUP	ADNS	Administrative Unit	B	S/G	P	FG	WG
Scottish Islands	131	Shetland Islands	+	+	+	+	+
	123	Orkney Islands	+	+	+	+	+
	124	NA H-Eileanan An Iar	+	+	+	+	+
Scotland	121	Highland	+	+	+	+	
	122	Moray	+	+	+	+	
	126	Aberdeenshire	+	+	+	+	
	128	Aberdeen City	+	+	+	+	
	79	Angus	+	+	+	+	
	81	Dundee City	+	+	+	+	
	80	Clackmannanshire	+	+	+	+	
	90	Perth & Kinross	+	+	+	+	
	127	Fife	+	+	+	+	
	85	Falkirk	+	+	+	+	
	88	Midlothian	+	+	+	+	
	96	West Lothian	+	+	+	+	
	129	City of Edinburgh	+	+	+	+	
	130	East Lothian	+	+	+	+	
	92	Scottish Borders	+	+	+	+	
	94	Stirling	+	+	+	+	
	125	Argyll and Bute	+	+	+	+	
	83	East Dunbartonshire	+	+	+	+	
	84	East Renfrewshire	+	+	+	+	
	86	City of Glasgow	+	+	+	+	
	87	Inverclyde	+	+	+	+	
	89	North Lanarkshire	+	+	+	+	
	91	Renfrewshire	+	+	+	+	
	93	South Lanarkshire	+	+	+	+	
	95	West Dunbartonshire	+	+	+	+	
	82	East Ayrshire	+	+	+	+	
	132	North Ayrshire	+	+	+	+	
133	South Ayrshire	+	+	+	+		
134	Dumfries & Galloway	+	+	+	+		
England	141	Cumbria	+	+	+	+	
	169	Northumberland	+	+	+	+	
	10	Gateshead	+	+	+	+	
	16	Newcastle upon Tyne	+	+	+	+	
	17	North Tyneside	+	+	+	+	
	26	South Tyneside	+	+	+	+	
	29	Sunderland	+	+	+	+	
	144	Durham	+	+	+	+	
	52	Darlington	+	+	+	+	
	55	Hartlepool	+	+	+	+	
	58	Middlesbrough	+	+	+	+	
	64	Redcar and Cleveland	+	+	+	+	
	69	Stockton-on-Tees	+	+	+	+	
	151	Lancashire	+	+	+	+	
	38	Blackburn with Darwen	+	+	+	+	
39	Blackpool	+	+	+	+		

1	2	3	4	5	6	7	8
GROUP	ADNS	Administrative Unit	B	S/G	P	FG	WG
	176	North Yorkshire excluding Selby	+	+	+	+	
	177	Selby District	+	+	+	+	
	78	York	+	+	+	+	
	53	East Riding of Yorkshire	+	+	+	+	
	45	City of Kingston upon Hull	+	+	+	+	
	60	North East Lincolnshire	+	+	+	+	
	61	North Lincolnshire	+	+	+	+	
	32	West Yorkshire consisting of Wakefield District	+	+	+	+	
	11	Kirklees District	+	+	+	+	
	6	Calderdale District	+	+	+	+	
	4	Bradford	+	+	+	+	
	13	Leeds	+	+	+	+	
	1	South Yorkshire consisting of Barnsley District	+	+	+	+	
	8	Doncaster District	+	+	+	+	
	20	Rotherham District	+	+	+	+	
	24	Sheffield District	+	+	+	+	
	30	Greater Manchester consisting of Tameside District	+	+	+	+	
	18	Oldham District	+	+	+	+	
	19	Rochdale District	+	+	+	+	
	5	Bury District	+	+	+	+	
	3	Bolton District	+	+	+	+	
	21	Salford District	+	+	+	+	
	31	Trafford District	+	+	+	+	
	15	Manchester District	+	+	+	+	
	27	Stockport District	+	+	+	+	
	34	Wigan District	+	+	+	+	
	12	Merseyside consisting of Knowsley District	+	+	+	+	
	14	Liverpool District	+	+	+	+	
	23	Sefton District	+	+	+	+	
	28	St. Helens District	+	+	+	+	
	74	Warrington	+	+	+	+	
	140	Cheshire County	+	+	+	+	
	54	Halton	+	+	+	+	
	35	Wirral District	+	+	+	+	
	142	Derbyshire County	+	+	+	+	
	44	City of Derby	+	+	+	+	
	157	Nottinghamshire County	+	+	+	+	
	47	City of Nottingham	+	+	+	+	
	153	Lincolnshire	+	+	+	+	
	159	Shropshire	+	+	+	+	
	71	Telford and Wrekin	+	+	+	+	
	161	Staffordshire County	+	+	+	+	
	50	City of Stoke-on-Trent	+	+	+	+	
	170	Devon County	+	+	+	+	
	73	Torbay	+	+	+	+	
	136	Plymouth	+	+	+	+	
	171	Cornwall County	+	+	+	+	
	143	Dorset County	+	+	+		

1	2	3	4	5	6	7	8
GROUP	ADNS	Administrative Unit	B	S/G	P	FG	WG
	62	Poole	+	+	+		
	40	Bournemouth	+	+	+		
	160	Somerset County	+	+	+		
	120	North Somerset	+	+	+		
	37	Bath and North East Somerset	+	+	+		
	43	City of Bristol	+	+	+		
	68	South Gloucestershire	+	+	+		
	51	Herefordshire County	+	+	+		
	167	Worcestershire County	+	+	+		
	9	Dudley District	+	+	+		
	2	Birmingham District	+	+	+		
	22	Sandwell District	+	+	+		
	36	Wolverhampton District	+	+	+		
	33	Walsall District	+	+	+		
	25	Solihull District	+	+	+		
	7	Coventry District	+	+	+		
	152	Leicestershire County	+	+	+		
	46	City of Leicester	+	+	+		
	65	Rutland	+	+	+		
	48	City of Peterborough	+	+	+		
	154	Norfolk County	+	+	+		
	162	Suffolk County	+	+	+		
	172	Isles of Scilly	+	+	+	+	
	114	Isle of Wight	+	+	+	+	
Wales	115	Sir Ynys Mon — Isle of Anglesey	+	+	+	+	
	116	Gwynedd	+	+	+	+	
	103	Conwy	+	+	+	+	
	108	Sir Ddinbych-Denbigshir	+	+	+	+	
	111	Sir Y Fflint-Flintshire	+	+	+	+	
	113	Wrecsam-Wrexham	+	+	+	+	
	173	North Powys	+	+	+	+	
	174	South Powys	+	+	+	+	
	118	Sir Ceredigion-Ceredigion	+	+	+	+	
	110	Sir Gaerfyrddin — Carmarthen	+	+	+	+	
	119	Sir Benfro-Pembrokeshire	+	+	+	+	
	97	Abertawe-Swansea	+	+	+	+	
	102	Castell-Nedd Port Talbot-Neath Port Talbot	+	+	+	+	
	105	Pen-y-Bont Ar Ogwr — Bridgend	+	+	+	+	
	107	Rhondda/Cynon/Taf	+	+	+	+	
	99	Bro Morgannwg-The Valee of Glamorgan	+	+	+	+	
	98	Bleanau Gwent	+	+	+	+	
	112	Tor-Faen — Tor Faen	+	+	+	+	
	101	Casnewydd — Newport	+	+	+	+	
	104	Merthyr Tudful-Merthyr Tydfil	+	+	+	+	

1	2	3	4	5	6	7	8
GROUP	ADNS	Administrative Unit	B	S/G	P	FG	WG
	100	Caerffili — Caerphilly	+	+	+	+	
	117	Caerdydd — Cardiff	+	+	+	+	
	109	Sir Fynwy — Monmouthshire	+	+	+	+	

ADNS = Animal Disease Notification System Code (Decision 2005/176/EC)

B = bovine meat

S/G = sheep and goat meat

P = pig meat

FG = farmed game of species susceptible to foot-and-mouth disease

WG = wild game of species susceptible to foot-and-mouth disease'