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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlusssachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 525 final

Brussels, 16 august 1983

PROPOSAL FOR COUNCIL DECISION

concerning certain measures of protection against
Classical Swine Fever

(submitted to the Council by the Commission)

11/12/83

11/12/83

11/12/83

COM(83) 525 final

EXPLANATORY NOTE

An epizootic of classical swine fever commenced over a year ago, despite certain protective measures that were taken at the time, the disease spread within some Member States and also from one Member State to another. In July 1983 outbreaks occurred in Central Italy and Italy took unilateral measures to prevent the introduction of classical swine fever by way of intra-Community trade in live pigs from certain parts of the Netherlands and the Federal Republic of Germany.

The Permanent Veterinary Committee at its meeting on the 5th August 1983 discussed the Commissions' proposals to achieve co-ordinated measures which were designed to reinforce the protective measures on a Community wide basis because these reinforced measures are necessary particularly because of the current plans for the eradication of classical swine fever.

It was not possible to obtain an opinion based on a qualified majority following a formal vote there being only 36 votes in favour of the measures (Italy, the Netherlands and Belgium voted against, Luxembourg abstained and Greece was absent). This is the basis for forwarding the attached proposals to the Council.

PROPOSAL FOR COUNCIL DECISION

concerning certain measures of protection against
Classical Swine Fever

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine (1), as last amended by Directive 82/893/EEC (2), and in particular Article 9 thereof,

Having regard to the proposal of the Commission ,

Whereas, following the epizootic of classical swine fever which successively occurred in several Member States of the Community, the Commission adopted a number of Decisions concerning certain measures to prevent the spread of classical swine fever ;

Whereas in respect of Belgium the Commission adopted Decision 82/826/EEC of 24 November 1982 (3) as repealed by Decision 83/180/EEC (4) ;

Whereas in respect of the Netherlands the Commission adopted Decision 82/827/EEC of 24 November 1982 (5) as last amended by Decisions 83/322/EEC(6) ;

Whereas in respect of the Federal Republic of Germany the Commission adopted Decision 83/216/EEC (7) of 21 April 1983 as last amended by Decision 83/321/EEC (8) ;

Whereas the disease has continued to appear in certain zones of the Community and whereas it has recently spread to Italy with serious results, whereas in consequence Italy has adopted certain protection measures ;

Whereas it is necessary therefore to reinforce and extend the previous measures by defining risk zones - zones in which infections have been prevalent - and from which intra-Community trade in live pigs will be forbidden for various lengths of time graded as a function of the risk involved in spreading the disease ;

(1) OJ N° 121, of 29.07.1964, p. 1977/64

(2) OJ N° L 378 of 31.12.1982, p. 57

(3) OJ N° L 347 of 07.12.1982, p. 24

(4) OJ N° L 104 of 22.04.1983, p. 41

(5) OJ N° L 347 of 07.12.1982, p. 25

(6) OJ N° L 171 of 29.06.1983, p. 30

(7) OJ N° L 121 of 07.05.1983, p. 21

(8) OJ N° L 171 of 29.06.1983, p. 29

Whereas in consequence, it is necessary that Member States adopt protection measures for the appropriate period of time ;

Whereas, in the absence of any favourable opinion from the Standing Veterinary Committee, the Commission is unable to adopt the measures it had envisaged on this matter under the procedure provided for in Article 13 of Directive 64/432/EEC (1) ;

HAS ADOPTED THIS DECISION :

Article 1

1. The Member States shall forbid the introduction into their territory of all live pigs coming from zones of Member States defined in the Annex of this Decision.

2. This prohibition is lifted :

- 28 days after the last outbreak in classical swine fever in the zones mentioned in the preceeding paragraph ,
- for breeding and production animals 6 months after the completion of vaccination in the zones or part of zones mentioned in paragraph 1 where the vaccination has been utilised .

Article 2

Commission Decision 83/216/EEC as amended is repealed.

Article 3

The Animal Health Certificate mentioned in Council Directive 64/432/EEC and accompanying the pigs must be completed in the following manner :

"animals conforming the Council Decision of".

Article 4

The Commission will follow developments in the situation and the present Decision will be modified in the light of these developments.

Article 5

The Member States shall amend the measures applied to trade so that they comply with this Decision. They shall immediately inform the Commission thereof .

Article 6

This Decision is addressed to the Member States.

Done at Brussels,

For the Council

ANNEX

- The Kingdom of the Netherlands : Those parts of Provinces of Gueldre, Noord-Brabant and Limburg where vaccination has been utilised and the Province of Zuid-Holland.
- The Federal Republic of Germany : The Regions of Münster and Düsseldorf, and in the Region of Arnsberg the Kreises of Unna and Dortmund and in the Region of Detmold, the Kreises of Gütersloh and Bielefeld.
- The Kingdom of Belgium : The area west of the line formed by : the Ghent-Terneuzen canal, from the Dutch border to Ghent ; the Schelde, upstream from Ghent to Spiere ; and the Spiere canal to the French border.
- The Italian Republic : The Province of Perugia.