

II

(Preparatory Acts)

COMMISSION

Proposal for a Council Decision on the conclusion, on behalf of the Community, of the European Convention for the protection of vertebrate animals used for experimental and other scientific purposes

*COM(89) 302 final — SYN 198**(Submitted by the Commission on 14 July 1989)**(89/C 200/11)*

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 100a thereof,

Having regard to the proposal from the Commission,

In cooperation with the European Parliament,

Having regard to the opinion of the Economic and Social Committee,

Whereas on 24 November 1986 the Council adopted Directive 86/609/EEC on the protection of animals used for experimental and other scientific purposes⁽¹⁾, setting out common rules incorporating the principles, objectives and main provisions which prompted the adoption of the abovementioned European Convention for the protection of vertebrate animals used for experimental and other scientific purposes adopted in Strasbourg on 18 March 1986;

Whereas the European Convention covers areas in the Community's field of competence;

Whereas the Community signed the Convention on 19 February 1987;

Whereas, pursuant to Article 31 of the abovementioned European Convention, the Convention is open for ratification, acceptance or approval by the Member States of the Council of Europe and by the European Communities;

Whereas it is necessary for the Community to approve the European Convention;

Whereas the foregoing considerations relate to the Community's obligations on the basis of which the Council ought to approve the Convention;

Whereas, as regards the Member States' field of competence, the Council resolution of 24 November 1986⁽²⁾ requested the Member States which had not yet signed the European Convention to do so at the earliest possible date;

Whereas some provisions of the European Convention, particularly Article 19 thereof, require implementing measures to be taken by the Member States;

Whereas it is therefore necessary for the Member States to ratify the European Convention in respect of their fields of competence;

Whereas the abovementioned obligations are binding upon the Member States in every respect;

Whereas, finally, the Community should deposit its instrument of approval and as many Member States as possible should deposit their instruments of ratification at the same time,

HAS ADOPTED THIS DECISION:

Article 1

The European Convention for the protection of vertebrate animals used for experimental and other scientific purposes, as adopted in Strasbourg on 18 March 1986, is hereby approved on behalf of the European Economic Community.

The text of the Convention is attached to this Decision.

⁽¹⁾ OJ No L 358, 18. 12. 1986, p. 1.

⁽²⁾ OJ No C 333, 23. 12. 1986, p. 1.

Article 2

The President of the Council shall, on behalf of the European Economic Community deposit the instrument of approval of the Convention with the Secretary-General of the Council of Europe, as provided for by Article 31 of the Convention.

Article 3

Member States which have not yet signed the Convention shall sign it at the earliest possible date and, in any event, before 1 April 1990.

Member States which have signed the Convention but have not yet ratified it shall take the measures necessary

for the Community and the Member States to deposit their instruments of ratification, acceptance or approval at the same time if possible and before 1 August 1990.

Member States shall inform the Commission before 1 July 1990 of their decision to accede to or ratify the Convention or, as applicable, of the probable date of completion of these procedures. In cooperation with the Member States the Commission shall set a date, which shall in any event be before 1 August 1990, for depositing these instruments at the same time.

Article 4

This Decision is addressed to the Member States.

Proposal for a Council Decision amending Decision 86/649/EEC introducing a Community financial measure for the eradication of African swine fever in Portugal

COM(89) 342 final

(Submitted by the Commission on 19 July 1989)

(89/C 200/12)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas African swine fever has been present in Portugal for many years;

Whereas Council Decision 86/649/EEC ⁽¹⁾ has granted financial support for a period of five years;

Whereas by Decision 87/526/EEC ⁽²⁾ the Commission has approved the reinforced plan for the eradication of African swine fever presented by Portugal;

Whereas the efforts already made have served to stabilize the incidence of the disease; whereas the resources deployed must, however, be maintained and reinforced in order to eradicate African swine fever

from the entire territory of Portugal and thus contribute to the establishment of the internal market;

Whereas the Portuguese authorities have appealed to the Community for an additional contribution towards the expenditure involved in the continuation and reinforcement of the eradication programme undertaken in 1987;

Whereas, in order to benefit from the results obtained, this request should be granted so that the systematic action already undertaken can be maintained and consolidated;

Whereas in order to promote the implementation of the eradication programme, arrangements should be made for partial pre-financing of the Community's contribution,

HAS ADOPTED THIS DECISION:

Article 1

Decision 86/649/EEC is hereby amended as follows:

1. Article 6 (2) is replaced by the following:

‘2. The Community shall refund:

— 50 % of the expenditure referred to in the first indent of paragraph 1,

⁽¹⁾ OJ No L 382, 31. 12. 1986, p. 5.

⁽²⁾ OJ No L 306, 28. 10. 1987, p. 35.