

Official Journal

of the European Communities

ISSN 0378-6978

L 59

Volume 39

8 March 1996

English edition

Legislation

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I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 414/96
of 4 March 1996**

laying down certain monitoring measures applicable to fishing activities carried out in the waters of the Baltic Sea, the Belts and the Sound

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽⁴⁾ applies to all fishing activities and to all associated activities carried out within the territory and within the maritime waters subject to the sovereignty or jurisdiction of the Member States and also applies to the activities of Community fishing vessels which operate in the waters of third countries or on the high seas, without prejudice to the fisheries agreements concluded between the Community and third countries and to International Conventions to which the Community is a party;

Whereas, by virtue of Council Decision 83/414/EEC ⁽⁵⁾, the Community is a Contracting Party to the Convention on Fishing and Conservation of the Living Resources in the Baltic Sea and the Belts, hereinafter referred to as 'the Baltic Convention';

Whereas the International Baltic Sea Fishery Commission, hereinafter referred to as 'the Baltic Commission', set up by the Baltic Convention, adopts rules applicable to fishing activities carried out in the Baltic Sea;

Whereas during its twentieth session which took place in Gdynia from 12 to 16 September 1994, the Baltic

Commission adopted a number of recommendations relating to monitoring measures applicable in the Baltic Sea;

Whereas, under paragraph 1 of Article XI of the Baltic Convention, the Community must incorporate these recommendations into Community legislation, subject to any objections lodged in accordance with the procedure laid down in the aforementioned Article; whereas there are no grounds for raising objections;

Whereas it is therefore necessary, on the basis of the recommendations formulated by the Baltic Commission, for certain monitoring measures to be laid down which supplement the monitoring measures laid down in Regulation (EEC) No 2847/93,

HAS ADOPTED THIS REGULATION:

Article 1

Scope

1. This Regulation lays down certain monitoring measures relating to catches and landings of fishery resources found in the waters of the Baltic Sea, the Belts and the Sound bounded to the west by a line drawn from Hasenøre Head to Griben Point, from Korshage to Spodsbjerg and from Gilbjerg Head to the Kullen. It shall not apply to waters within the baselines.

2. It shall apply to:

- Community fishing vessels in the geographical area described in paragraph 1;
- all fishing vessels flying the flag of a third country present in the maritime waters of this area which are subject to the sovereignty or jurisdiction of the Member States.

Article 2

Vessels fishing for cod

1. Member States shall each year forward to the Commission, at the latest one month before the beginning of fishing operations, a list of all the Community fishing vessels flying their flag or registered in their ports

⁽¹⁾ OJ No C 313, 24. 11. 1995, p. 24.

⁽²⁾ Opinion delivered on 16 February 1996 (not yet published in the Official Journal).

⁽³⁾ OJ No C 39, 12. 2. 1996, p. 92.

⁽⁴⁾ OJ No L 261, 20. 10. 1993, p. 1.

⁽⁵⁾ OJ No L 237, 26. 8. 1983, p. 4.

whose main or secondary activity is fishing for cod in the area defined in Article 1 (1) and shall immediately notify any changes made to that list during the year.

2. The list shall mention, in particular, the internal numbers of the vessels referred to in the preceding paragraph, in accordance with Article 1 of Commission Regulation (EC) No 109/94 of 19 January 1994 concerning the fishing vessel register of the Community⁽¹⁾.

3. The list and any change made thereto in the course of the year shall be communicated by computer data transmission and preferably by electronic mail.

4. The Commission shall each year, within 15 days of receipt of the notifications from the Member States, communicate to the Baltic Commission the information referred to in paragraph 1.

Article 3

Only the Community fishing vessels appearing on the list referred to in Article 2 shall be authorized to take part in the activities of fishing for cod in the area defined in Article 1 (1).

Article 4

Landing declarations

The competent authorities of the Member States shall notify relevant Contracting Parties to the Baltic Convention, at least once a month and in respect of each vessel, of the landings of fishing vessels flying the flag of, or registered in, a Contracting Party to the Baltic Convention broken down by Fishery Zone, Management Area and species managed by the Baltic Commission. A copy of the information notified shall be transmitted to the Commission.

Article 5

Before the end of each month and in respect of the quantities caught in the preceding month by Community

fishing vessels as well as in respect of catches landed in the Community by the fishing vessels mentioned in Article 4, the Commission shall communicate to the Baltic Commission the aggregate data received pursuant to Article 15 (1) of Regulation (EEC) No 2847/93 and the data mentioned in Article 4 above.

Article 6

Transshipment of cod

1. It shall be prohibited for vessels to transship or receive quantities of cod caught in the area described in Article 1 (1).

2. However, the competent authorities of a Member State may authorize transshipments in its ports or internal waters.

3. To this end, the master of a fishing vessel wishing to transship shall seek authorization from the competent authorities of the place of transshipment at least 24 hours in advance.

Article 7

Ban on landings

1. Following a notification from the Baltic Commission to the Commission that a quota allocated to another Contracting Party to the Baltic Convention has been used up, any landings or transshipments of catches of the stock or group of stock subject to that quota made by fishing vessels flying the flag of the Contracting Party to which that quota is allocated shall be prohibited from the date fixed by that Contracting Party.

2. The Commission shall immediately forward a copy of that notification to the Member State.

Article 8

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 4 March 1996.

For the Council

The President

P. BARATTA

⁽¹⁾ OJ No L 19, 22. 1. 1994, p. 5.

COUNCIL REGULATION (EC) No 415/96

of 4 March 1996

amending Regulation (EEC) No 2075/92 on the common organization of the market in raw tobacco, and fixing the guarantee thresholds for leaf tobacco by group of tobacco varieties for the 1996 and 1997 harvests

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community, and in particular Articles 42 and 43 thereof,

Having regard to Council Regulation (EEC) No 2075/92 of 30 June 1992 on the common organization of the market in raw tobacco⁽¹⁾, and in particular Article 8, second subparagraph, and Article 9 (2) thereof,

Having regard to the proposal from the Commission⁽²⁾,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas the second subparagraph of Article 8 and Article 9 (2) of Regulation (EEC) No 2075/92 provide for the annual allocation among producer Member States of guarantee thresholds for each group of varieties; whereas the level of those thresholds should be fixed for the 1996 and 1997 harvests taking particular account of market conditions and socio-economic and agronomic conditions in the production areas concerned; whereas such fixing should be effected in good time in order to allow producers to plan their production for the above harvests;

Whereas, for certain groups of varieties, guarantee threshold quantities may remain available after allocation in accordance with Article 9 (3) of Regulation (EEC) No 2075/92 is completed; whereas, on the other hand, guarantee threshold quantities for other groups of varieties may not be sufficient to cover market demand; whereas, therefore, provision should be made for Member States to transfer quantities from the guarantee threshold for one group of varieties to other groups of varieties, while ensuring that an increase in the guarantee threshold for one group of varieties as a result of the transfer does not generate additional expenditure for the European Agricultural Guidance and Guarantee Fund (EAGGF); whereas Regulation (EEC) No 2075/92 should therefore be amended,

Article 1

For the 1996 and 1997 harvests, the guarantee thresholds referred to in Articles 8 and 9 of Regulation (EEC) No 2075/92 by group of varieties and by Member States shall be those fixed in the Annex hereto.

Article 2

Article 9 of Regulation (EEC) No 2075/92 is amended as follows:

1. the first sentence of paragraph 3 shall be replaced by the following:

'3. On the basis of the quantities fixed pursuant to paragraph 2 and without prejudice to the application of paragraphs 4 and 5, Member States shall distribute production quotas to producers in proportion to the average quantities delivered for processing during the three years preceding the year of the last harvest, broken down by group of varieties.'

2. the following paragraph shall be added:

'5. Before the deadline laid down for the conclusion of cultivation contracts, Member States may be authorized to transfer guarantee threshold quantities remaining available after the distribution of quotas in accordance with paragraph 3 to another group of varieties.'

Subject to the application of the third subparagraph, a reduction of one tonne in the threshold quantity for one group of varieties shall give rise to a maximum increase of one tonne in the other group of varieties.

Transfers of guarantee threshold quantities from one group of varieties to another may not give rise to additional expenditure for the EAGGF.

Detailed rules for the application of this Title shall be adopted in accordance with the procedure laid down in Article 23. They shall include the definition of the quantities referred to in the first subparagraph.'

Article 3

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ No L 215, 30. 7. 1992, p. 70. Regulation as last amended by Regulation (EC) No 711/95 (OJ No L 73, 1. 4. 1995, p. 13).

⁽²⁾ OJ No C 30, 3. 2. 1996, p. 6.

⁽³⁾ Opinion delivered on 16 February 1996 (not yet published in the Official Journal).

⁽⁴⁾ Opinion delivered on 29 February 1996 (not yet published in the Official Journal).

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 4 March 1996.

For the Council

The President

P. BARATTA

ANNEX

GUARANTEE THRESHOLDS FOR 1996 AND 1997

	I Flue- cured	II Light air-cured	III Dark air-cured	IV Fire- cured	V Sun- cured	Other			Total
						VI Basmas	VII Katerini	VIII K. Koulak	
Italy	48 000	46 500	17 900	6 900	13 500				132 800
Greece	30 700	12 400			15 700	26 100	22 250	19 550	126 700
Spain	29 000	2 470	10 800	30					42 300
Portugal	5 500	1 200							6 700
France	9 000	6 600	12 000						27 600
Germany	3 000	4 500	4 500						12 000
Belgium		200	1 700						1 900
Austria	30	470	100						600
	125 230	74 340	47 000	6 930	29 200	26 100	22 250	19 550	350 600

COMMISSION REGULATION (EC) No 416/96

of 7 March 1996

amending Regulation (EEC) No 2710/93 concerning certain special sales by tender of vinous alcohol held by intervention agencies, for use as motor fuel within the Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EEC) No 377/93 of 12 February 1993 laying down detailed rules for the disposal of alcohol obtained from the distillation operations referred to in Articles 35, 36 and 39 of Council Regulation (EEC) No 822/87 and held by intervention agencies⁽¹⁾, as last amended by Regulation (EC) No 3152/94⁽²⁾, and in particular Article 19 thereof,

Having regard to Commission Regulation (EEC) No 2220/85 of 22 July 1985 laying down common detailed rules for the application of the system of securities for agricultural products⁽³⁾, as last amended by Regulation (EEC) No 3403/93⁽⁴⁾, and in particular Article 30 thereof,

Whereas Commission Regulation (EEC) No 2710/93⁽⁵⁾ cancelled the special sales by tender Nos 7/90 EEC and 8/90 EEC opened by Commission Regulations (EEC) No 3389/90⁽⁶⁾ and (EEC) No 3390/90⁽⁷⁾, in respect of the lots of alcohol not taken out of intervention storage and also provided that the use of alcohol from the first lot under special sale by tender No 7/90 EEC and from the first two lots under special sale by tender No 8/90 EEC must cease within two years from 1 October 1993 save in cases of *force majeure*,

Whereas failure to meet the deadline of 1 October 1995 for the effective use of the alcohol concerned is likely under the conditions of the invitation to tender arising from the provisions of Regulation (EEC) No 2220/85, to entail the gradual and total forfeiture of the performance guarantee of ECU 90/hl without the total amount of the alcohol awarded having been used for the purposes planned; whereas the deadline should be extended; whereas, moreover, the effects of the present rules on forfeiture as they affect securities, as laid down in Regulation (EEC) No 2220/85 should be made more gradual in

order to ensure compliance with one of the main requirements for these invitations to tender, namely the effective use of the alcohol awarded as motor fuel within the Community;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

Article 3 of Regulation (EEC) No 2710/93 is hereby replaced by the following:

Article 3

1. Notwithstanding Article 23 of Regulation (EEC) No 2220/85 and save in cases of *force majeure*, where the deadline referred to in Article 2 is not met, the performance guarantee of ECU 90 per hectolitre of alcohol at 100 % volume shall be forfeited in the following proportions:

- (a) 15 % in all cases;
- (b) 50 % of the amount remaining after the deduction of 15 %, where the use referred to in that Article has not taken place before 30 June 1996.

The entire guarantee shall be forfeited in the case of failure to complete use of the lots by 31 December 1996.

2. Notwithstanding Article 27 of Commission Regulation (EEC) No 2220/85, the performance guarantee provided for in paragraph 1 shall be released by the intervention agency concerned only where the entire amount of the alcohol from the first lot under special sale by tender No 7/90 EEC and the first two lots under special sale by tender No 8/90 EEC has been used as motor fuel within the Community.'

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ No L 43, 20. 2. 1993, p. 6.

⁽²⁾ OJ No L 332, 22. 12. 1994, p. 34.

⁽³⁾ OJ No L 205, 3. 8. 1985, p. 5.

⁽⁴⁾ OJ No L 310, 14. 12. 1993, p. 4.

⁽⁵⁾ OJ No L 245, 1. 10. 1993, p. 131.

⁽⁶⁾ OJ No L 327, 27. 11. 1990, p. 19.

⁽⁷⁾ OJ No L 327, 27. 11. 1990, p. 21.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 417/96

of 7 March 1996

setting for the period 1 January to 30 June 1996 rules of application for the additional tariff quotas for beef and veal provided for by Council Regulation (EC) No 3066/95 for the Republic of Poland and the Republic of Hungary

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3066/95 of 22 December 1995 establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for the adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreements to take account of the Agreement on Agriculture concluded during the Uruguay Round of Multilateral Trade Negotiations⁽¹⁾, and in particular Article 8 thereof,

Whereas Regulation (EC) No 3066/95 provides for the opening of tariff quotas for beef and veal for the first half of 1996;

Whereas Commission Regulation (EC) No 1942/94 of 4 August 1995 setting for the period 1 July 1995 to 30 June 1996 rules of application for the tariff quotas for beef and veal provided for by the Europe Agreements concluded between the Community and its Member States on the one hand and the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, Bulgaria and Romania on the other⁽²⁾, as last amended by Regulation (EC) No 2416/95⁽³⁾, lays down the rules of application for the import of certain quantities of beef and veal; whereas Regulation (EC) No 3066/95 increases the quantities for Poland and Hungary for the first half of 1996; whereas, therefore, the rules of application should be laid down for those additional quantities while adhering closely to the import arrangements already provided for in Regulation (EC) No 1942/95;

Whereas it should be stipulated that the arrangements are to be managed using import licences; whereas to this end rules should be set on submission of applications and the information to be given on applications and licences, where applicable by way of derogation from certain provisions of Commission Regulation (EEC) No 3719/88 of 16 November 1988 laying down common detailed rules for application of the system of import and export licences and advance fixing certificates for certain agricultural products⁽⁴⁾, as last amended by Regulation (EC) No 2137/95⁽⁵⁾ and of Commission Regulation (EC) No 1445/95 of 26 June 1995 on rules of application for

import and export licences in the beef and veal sector and repealing Regulation (EEC) No 2377/80⁽⁶⁾, as last amended by Regulation (EC) No 2856/95⁽⁷⁾; whereas, moreover, it should be stipulated that licences are to be issued following a reflection period and, where necessary, with a flat-rate percentage reduction applied;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 30 June 1996 the following quantities may be imported under the tariff quotas opened by Article 1 of Regulation (EC) No 3066/95:

- 750 tonnes of fresh, chilled or frozen beef and veal falling within CN codes 0201 and 0202, originating in Poland,
- 275 tonnes of fresh, chilled or frozen beef and veal falling within CN codes 0201 and 0202, originating in Hungary,
- 220 tonnes of the processed products falling within CN codes 1602 50 31 and 1602 50 39, originating in Poland.

2. For the meat, the *ad valorem* and specific customs duties set in the Common Customs tariff (CCT) shall be reduced by 80 %.

For the processed products, the *ad valorem* customs duty shall be set at 13 %.

Article 2

1. In order to benefit from the import arrangements:

- (a) applicants for import licences must be natural or legal persons who, at the time their application is submitted, must prove to the satisfaction of the competent authorities of the Member State concerned

⁽¹⁾ OJ No L 328, 30. 12. 1995, p. 31.

⁽²⁾ OJ No L 186, 5. 8. 1995, p. 30.

⁽³⁾ OJ No L 248, 14. 10. 1995, p. 28.

⁽⁴⁾ OJ No L 331, 2. 12. 1988, p. 1.

⁽⁵⁾ OJ No L 214, 8. 9. 1995, p. 21.

⁽⁶⁾ OJ No L 143, 27. 6. 1995, p. 35.

⁽⁷⁾ OJ No L 299, 12. 12. 1995, p. 10.

that they have been trading in beef and veal for the previous 12 months with third countries; they must be entered on a national VAT register;

- (b) licence applications may be presented only in the Member State in which the applicant is registered;
- (c) licence applications for each group of products referred to in the first, second or third indent respectively of Article 1 (1) shall relate to a minimum quantity of 15 tonnes of meat by product weight without exceeding the quantity available;
- (d) the licence application and the licence shall show in box 8 the country of origin; the licence shall carry with it an obligation to import from the country indicated;
- (e) the licence application and the licence shall show at least one of the following in box 20:
 - Reglamento (CE) n° 417/96
 - Forordning (EF) nr. 417/96
 - Verordnung (EG) Nr. 417/96
 - Κανονισμός (ΕΚ) αριθ. 417/96
 - Regulation (EC) No 417/96
 - Règlement (CE) n° 417/96
 - Regolamento (CE) n. 417/96
 - Verordening (EG) nr. 417/96
 - Regulamento (CE) nº 417/96
 - Asetus (EY) N:o 417/96
 - Förordning (EG) nr 417/96.

2. Article 5 of Regulation (EC) No 1445/95 notwithstanding, the licence application and the licence shall show in box 16 one or more of the CN codes for the products referred to in the first, second or third indent respectively of Article 1 (1).

Article 3

1. Licence applications shall be lodged from 12 to 19 March 1996.
2. If an applicant presents more than one application for the products referred to in the first, second or third indent respectively of Article 1 (1), all his applications relating to products referred to in the same indent shall be inadmissible.
3. Member States shall notify to the Commission, by the fifth working day following the end of the period for

lodging applications, applications presented for the quantities indicated in Article 1 (1). Notification shall comprise a list of applicants arranged by quantity applied for, the CN code within which the product falls and the country of origin of the meat.

All notifications, including nil notifications, shall be made by telex or fax. If applications have been made, notification shall be made as indicated in Annex to this Regulation.

4. The Commission shall decide to what extent licence applications can be met.

If the quantities for which licences have been applied for exceed those available, the Commission shall set a flat-rate percentage reduction of those applied for.

5. Provided the Commission accepts the application, licences shall be issued on 9 April 1996.

6. Licences issued shall be valid throughout the Community.

Article 4

1. Without prejudice to the provisions of this Regulation, the provisions of Regulations (EEC) No 3719/88 and (EC) No 1445/95 shall apply.

2. Article 8 (4) of Regulation (EEC) No 3719/88 shall not apply.

3. Article 4 of Regulation (EC) No 1445/95 notwithstanding, the security against import licences shall be ECU 12 per 100 kilograms product weight.

4. The period of validity of the import licences shall expire on 30 June 1996.

Article 5

Products shall benefit from the duties referred to in Article 1 on presentation of an EUR.1 movement certificate issued by the exporting country, the provisions of Protocol 4 annexed to the Europe Agreements applying.

Article 6

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

It shall apply from 1 January 1996.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

EC fax No: (32 2) 296 60 27

Application of Regulation (EC) No 417/96

COMMISSION OF THE EUROPEAN COMMUNITIES DG VI/D/2 — BEEF AND VEAL SECTOR

IMPORT LICENCE APPLICATION

Date: Period:

Member State:

[illegible]

Member State: Fax No:

Tel.:

COMMISSION REGULATION (EC) No 418/96**of 7 March 1996****amending Annex VI to Regulation (EEC) No 2092/91 on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2092/91 of 24 June 1991 on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs ⁽¹⁾, as last amended by Regulation (EC) No 1935/95 ⁽²⁾, and in particular Article 13 thereof,

Having regard to Commission Regulation (EEC) No 207/93 of 29 January 1993 defining the content of Annex VI to Regulation (EEC) No 2092/91 on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs and laying down detailed rules for implementing the provisions of Article 5 (4) thereto ⁽³⁾, and in particular Article 3 thereof,

Whereas certain Member States have notified to the other Member States and the Commission that it has appeared that there was not sufficient availability in the European

Community in the context of organic farming of certain edible herbs; whereas therefore these products should be introduced into section C of Annex VI;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the committee referred to in Article 14 of Regulation (EEC) No 2092/91,

HAS ADOPTED THIS REGULATION:

Article 1

Annex VI to Regulation (EEC) No 2092/91 is amended as defined in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the seventh day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 198, 22. 7. 1991, p. 1.

⁽²⁾ OJ No L 186, 5. 8. 1995, p. 1.

⁽³⁾ OJ No L 25, 2. 2. 1993, p. 5.

ANNEX

Section C of Annex VI of Regulation (EEC) No 2092/91 established by Regulation (EEC) No 207/93 is amended as follows:

- The following products are added to subsection C.1.2. 'Edible spices and herbs'
 - '— Lesser galanga *(Alpinia officinarum)*
 - Allspice *(Pimenta dioica)*
-

COMMISSION REGULATION (EC) No 419/96

of 7 March 1996

opening an invitation to tender for the reduction in the duty on maize imported
into Portugal from third countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EC) No 1863/95⁽²⁾, and in particular Article 12 (1) thereof,

Whereas, pursuant to the Agreement on Agriculture concluded during the Uruguay Round of multilateral trade negotiations, the Community has undertaken to import a certain quantity of maize into Portugal;

Whereas Commission Regulation (EC) No 1839/95 of 26 July 1995 laying down detailed rules for the tariff quotas for maize and sorghum into Spain and maize into Portugal⁽³⁾, as amended by Regulation (EC) No 1963/95⁽⁴⁾, lays down the rules governing the administration of those special arrangements; whereas this Regulation lays down the special additional detailed rules necessary for implementing the invitation to tender, in particular those relating to the lodging and release of the security to be lodged by operators to ensure compliance with their obligations and, in particular, the obligation to process or use the imported product on the Portuguese market;

Whereas in the light of current market needs in Portugal, an invitation to tender for the reduction in the duty on imports of maize should be opened in the framework of these special arrangements for imports;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

1. An invitation to tender is hereby opened for the reduction in the import duty referred to in Article 10 (2) of Regulation (EEC) No 1766/92 on maize to be imported into Portugal.
2. The invitation to tender shall be open until 6 June 1996. During that period, weekly invitations shall be issued with quantities and closing dates as shown in the notice of invitation to tender.
3. Regulation (EC) No 1839/95 shall apply save as otherwise provided for in this Regulation.

Article 2

Import licences issued under these invitations to tender shall be valid from the date they are issued, within the meaning of Article 10 (4) of Regulation (EC) No 1839/95, until 30 June 1996.

Article 3

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 179, 29. 7. 1995, p. 1.

⁽³⁾ OJ No L 177, 28. 7. 1995, p. 4.

⁽⁴⁾ OJ No L 189, 10. 8. 1995, p. 22.

COMMISSION REGULATION (EC) No 420/96

of 7 March 1996

on the sale on the Portuguese domestic market of 150 000 tonnes of maize held
by the Portuguese intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 1863/95⁽²⁾, and in particular Article 12 (1) thereof,

Whereas the detailed rules for the application of the tariff quota for imports of maize into Portugal are laid down by Commission Regulation (EC) No 1839/95⁽³⁾, as amended by Regulation (EC) No 1963/95⁽⁴⁾;

Whereas the Portuguese intervention agency (INGA) is to buy 150 000 tonnes of maize on the world market in accordance with the Commission Decision on the purchase of the said maize; whereas INGA should sell the maize on the Portuguese domestic market; whereas, given the situation on the Portuguese market, it should be laid down that the sales are to take place in April and May 1996; whereas any maize still remaining at 30 June 1996 should be sold in the following months;

Whereas Regulation (EC) No 1839/95 provides that the purchase of this maize is to rank as intervention to stabilize the agricultural markets; whereas Commission Regulation (EEC) No 2131/93⁽⁵⁾, as amended by Regulation (EC) No 120/94⁽⁶⁾, lays down the procedure and conditions for the sale of cereals held by intervention agencies; whereas the sales of maize should, however, be carried out at a fixed price, increased where appropriate by monthly increases from the entry into force of this Regulation; whereas it is therefore necessary to derogate from Regulation (EEC) No 2131/93; whereas additional rules are needed for the sale of the imported maize;

Whereas, in view of the price advantage enjoyed by purchasers of the maize held by INGA, provision should be made for strict control measures and it should be stipulated, in particular, who is authorized to purchase such imported maize;

Whereas, in order to ensure that the sale of maize imported into Portugal does not create difficulties on the Community market, a system of tendering securities and performance guarantees should be introduced and provision should be made whereby the performance guarantee

is not to be released until proof has been furnished that the maize in question has been processed or used in Portugal;

Whereas it is essential that Portugal take all the necessary measures which are compatible with Community rules, on the one hand to ensure that this Regulation is properly applied and, on the other hand, to ensure, by introducing effective control arrangements, that the Community market is not disturbed;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

Notwithstanding Regulation (EEC) No 2131/93, the Portuguese intervention agency (INGA) shall put up for sale on the Portuguese market 150 000 tonnes of maize purchased pursuant to the Commission Decision of 5 March 1996.

The sale shall take place during April and May 1996 and, where necessary, during the following months, in accordance with the provisions laid down by INGA.

Article 2

INGA shall draw up a notice indicating, for each lot or, where applicable, part of a lot:

- (a) the location; and
- (b) at least the following information:
 - the specific weight,
 - the moisture content,
 - the percentage of broken grains and extraneous matter.

INGA shall publish the said notice at least three days before the date fixed for the first submission of applications.

Article 3

1. The time limit for the first submission of applications shall expire at 11 a.m., (Brussels time) on 12 April 1996 and the time limit for the last submission of applications shall expire on 10 May 1996.

If maize remains unsold at 30 June 1996, the following dates for submission shall be set by INGA until the quantities available have been sold.

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 179, 29. 7. 1995, p. 1.

⁽³⁾ OJ No L 177, 28. 7. 1995, p. 4.

⁽⁴⁾ OJ No L 189, 10. 8. 1995, p. 22.

⁽⁵⁾ OJ No L 191, 31. 7. 1993, p. 76.

⁽⁶⁾ OJ No L 21, 26. 1. 1994, p. 1.

2. The decision to award the quantities applied for shall be taken by INGA by not later than 5 p.m., (Brussels time) on the seventh day after the time limits fixed in paragraph 1.

3. Applications must be submitted to INGA:

INGA — Instituto Nacional de Garantia Agrícola,
Rua Castilho No 36 r/c,
P-1250 Lisboa;
tel.: 355 88 12;
telex: 66209;
fax: 353 32 51.

Article 4

1. Interested parties shall participate in the sale either by lodging a written application against proof of receipt with INGA or by sending an application to the agency by telex, telegram or fax.

2. Applications shall indicate the name and exact address of the purchaser, and his telephone, telex or fax number.

For the purposes of this Regulation, 'purchaser' means one natural or legal person per holding or per undertaking whose business is purchasing in the cereals sector. Purchasers may be represented by an authorized representative.

3. Applications shall be accompanied by:

- proof that a tendering security of ECU 5 per tonne has been lodged,
- the purchaser's written undertaking to lodge a performance guarantee of ECU 30 per tonne not later than the time of removal of the purchased lot,
- proof that the purchaser is engaged in a business involving purchasing in the cereals sector,
- the purchaser's written undertaking to process or use in Portugal the quantities of maize purchased.

4. Applications not submitted in accordance with paragraphs 1, 2 and 3 or which contain conditions other than those provided for in the notice shall not be valid.

5. Applications may not be withdrawn.

Article 5

Where the quantity available is exceeded, the quantity applied for in the context of the sale in question shall be reduced by applying a reduction coefficient fixed by INGA.

Where the full quantity is not sold, the remaining quantity available shall be carried over to the following sale.

Article 6

1. The selling price shall be ECU 157 per tonne for goods ex-silo loaded onto a means of transport, plus the number of monthly increases of ECU 1,3 per tonne

corresponding to the number of months which have elapsed between the month of entry into force of this Regulation and the month of sale inclusive.

2. Purchasers shall pay for the maize before removing it and not later than one month after the date on which the contract has been awarded.

3. If the purchaser fails to pay for the maize awarded to him within the deadline laid down in paragraph 2, the contract shall be cancelled by INGA.

Article 7

1. The tendering security shall be released for quantities in respect of which:

- the application was not accepted,
- a performance guarantee of ECU 30 per tonne has been lodged.

2. The performance guarantee shall be released for quantities in respect of which the purchaser has furnished proof that the maize has been processed or used in Portugal. Such proof shall be furnished not later than 18 months after the date of award.

The performance guarantee shall also be released for quantities in respect of which proof has been furnished that the maize has become unfit for human or animal consumption.

Article 8

1. Portugal:

- shall adopt, where necessary, additional conditions compatible with Community rules, particularly those to be met by applicants in order to be able to participate in the sales in question, including the minimum and maximum quantities for each instalment and the sales schedule,
- shall take all the necessary measures to ensure the monitoring of all marketing operations up to final consumption in order to prevent possible disturbances on the Community market.

2. INGA shall inform the Commission of the progress of the sale. In addition it shall forward to the Commission without delay the data on the quantities sold and marketed, up to final consumption.

It shall closely monitor and keep the Commission informed of the impact of the maize sales on the prices of other cereals in Portugal.

Article 9

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 421/96

of 7 March 1996

amending Regulation (EC) No 1623/95 establishing a forecast supply balance for supply to the Canary Islands of milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 concerning specific measures for the Canary Islands with regard to certain agricultural products ⁽¹⁾, as last amended by Commission Regulation (EC) No 2537/95 ⁽²⁾, and in particular Article 3 (4) thereof,

Whereas Commission Regulation (EC) No 2790/94 ⁽³⁾, as amended by Regulation (EC) No 2883/94 ⁽⁴⁾, lays down the detailed rules for the implementation of the special arrangements for the supply of certain agricultural products to the Canary Islands;

Whereas Commission Regulation (EC) No 1623/95 ⁽⁵⁾ establishes the forecast balance for the supply of milk products to the Canary Islands for the period from 1 July 1995 to 30 June 1996; whereas that balance may be revised if necessary by providing for an increase in the overall quantity fixed during the course of the year in accordance with the needs of the region; whereas, to satisfy the Canary Islands' requirements of milk products,

and in particular liquid milk, it is necessary to increase the quantity laid down for milk and cream, not concentrated nor containing added sugar or other sweetening matter; whereas, therefore, the Annex to Regulation (EC) No 1623/95 should be amended;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1623/95 is hereby replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 173, 27. 6. 1992, p. 13.

⁽²⁾ OJ No L 260, 31. 10. 1995, p. 10.

⁽³⁾ OJ No L 296, 17. 11. 1994, p. 23.

⁽⁴⁾ OJ No L 304, 29. 11. 1994, p. 18.

⁽⁵⁾ OJ No L 154, 5. 7. 1995, p. 17.

ANNEX

ANNEX

Forecast supply balance for milk and milk products for the Canary Islands for the period 1 July 1995 to 30 June 1996

<i>(in tonnes)</i>		
CN code	Designation of goods	Quantity
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter	110 000 ⁽¹⁾
0402	Milk and cream, concentrated or containing added sugar or other sweetening matter	25 000 ⁽²⁾
0405 00	Butter and other fats and oils derived from milk	3 500
0406	Cheeses	}
0406 30		
0406 90 23		
0406 90 25		
0406 90 27		
0406 90 76		
0406 90 78		
0406 90 79		
0406 90 81		
0406 90 86		
0406 90 87		}
0406 90 88		
1901 90 99	Milk-based preparations without fat	7 000 ⁽³⁾
2106 90 92	Milk-based preparations for children not containing milk fat	200

⁽¹⁾ Of which 2 000 tonnes are for the processing and/or packaging sector.

⁽²⁾ Of which 13 500 tonnes are for the processing and/or packaging sector.

⁽³⁾ The entire amount (7 000 tonnes) is for the processing and/or packaging sector.

COMMISSION REGULATION (EC) No 422/96

of 7 March 1996

closing an invitation to tender for the supply of cereals as food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3972/86 of 22 December 1986 on food-aid policy and food-aid management ⁽¹⁾, as last amended by Regulation (EEC) No 1930/90 ⁽²⁾, and in particular Article 6 (1) (c) thereof,Whereas, by Regulation (EC) No 256/96 ⁽³⁾, the Commission issued an invitation to tender for the supply of 73 607 tonnes of cereals as food aid; whereas the conditions of the supply, as regards lots A, I and K, should be reviewed and the invitation to tender for these lots should consequently be closed,

HAS ADOPTED THIS REGULATION:

Article 1

For lots A, I and K of the Annexes to Regulation (EC) No 256/96 the invitation to tender is closed.

*Article 2*This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission⁽¹⁾ OJ No L 370, 30. 12. 1986, p. 1.⁽²⁾ OJ No L 174, 7. 7. 1990, p. 6.⁽³⁾ OJ No L 34, 13. 2. 1996, p. 1.

COMMISSION REGULATION (EC) No 423/96

of 7 March 1996

suspending the preferential customs duties and re-establishing the Common Customs Tariff duty on imports of large-flowered roses originating in Morocco

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan and Morocco⁽¹⁾, as amended by Regulation (EEC) No 3551/88⁽²⁾, and in particular Article 5 (2) (b) thereof,

Whereas Regulation (EEC) No 4088/87 lays down the conditions for applying a preferential duty on large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations within the limit of tariff quotas opened annually for imports into the Community of fresh cut flowers;

Whereas Council Regulation (EC) No 1981/94⁽³⁾, as last amended by Regulation (EC) No 3057/95⁽⁴⁾, opens and provides for the administration of Community tariff quotas for cut flowers and flower buds, fresh, originating in Cyprus, Jordan, Morocco and Israel respectively;

Whereas Article 2 of Regulation (EEC) No 4088/87 provides, on the one hand, that for a given product of a given origin, the preferential customs duty is to be applicable only if the price of the imported product is at least equal to 85 % of the Community producer price; whereas, on the other hand, the preferential customs duty is, except in exceptional cases, suspended and the Common Customs Tariff duty introduced for a given product of a given origin:

- (a) if, on two successive market days, the prices of the imported product are less than 85 % of the Community producer price in respect of at least 30 % of the quantities for which prices are available on representative import markets;

or

- (b) if, over a period of five to seven successive market days, the prices of the imported product are alternatively above and below 85 % of the Community producer price in respect of at least 30 % of the quantities for which prices are available on the representative import markets and if, for three days

during that period, the prices of the import product have been below that level;

Whereas Commission Regulation (EC) No 2524/95⁽⁵⁾ fixes the Community producer prices for carnations and roses for the application of the import arrangements;

Whereas Commission Regulation (EEC) No 700/88⁽⁶⁾, as last amended by Regulation (EEC) No 2917/93⁽⁷⁾, lays down the detailed rules for the application of the arrangements;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92⁽⁸⁾, as last amended by Regulation (EC) No 150/95⁽⁹⁾, are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93⁽¹⁰⁾, as last amended by Regulation (EC) No 2853/95⁽¹¹⁾;

Whereas, on the basis of prices recorded pursuant to Regulations (EEC) No 4088/87 and (EEC) No 700/88, it must be concluded that the conditions laid down in Article 2 (2) of Regulation (EEC) No 4088/87 for suspension of the preferential customs duty are met for large-flowered roses originating in Morocco; whereas the Common Customs Tariff duty should be re-established,

HAS ADOPTED THIS REGULATION:

Article 1

For imports of large-flowered roses (CN codes ex 0603 10 11 and ex 0603 10 51) originating in Morocco, the preferential customs duty fixed by Regulation (EC) No 1981/94 is hereby suspended and the Common Customs Tariff duty is hereby re-established.

Article 2

This Regulation shall enter into force on 8 March 1996.

⁽¹⁾ OJ No L 382, 31. 12. 1987, p. 22.

⁽²⁾ OJ No L 311, 17. 11. 1988, p. 1.

⁽³⁾ OJ No L 199, 2. 8. 1994, p. 1.

⁽⁴⁾ OJ No L 326, 30. 12. 1995.

⁽⁵⁾ OJ No L 258, 28. 10. 1995, p. 42.

⁽⁶⁾ OJ No L 72, 18. 3. 1988, p. 16.

⁽⁷⁾ OJ No L 264, 23. 10. 1993, p. 33.

⁽⁸⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁹⁾ OJ No L 22, 31. 1. 1995, p. 1.

⁽¹⁰⁾ OJ No L 108, 1. 5. 1993, p. 106.

⁽¹¹⁾ OJ No L 299, 12. 12. 1995, p. 1.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 424/96**of 7 March 1996****establishing the standard import values for determining the entry price of
certain fruit and vegetables**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 2933/95⁽²⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EC) No 150/95⁽⁴⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 8 March 1996.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 March 1996.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ No L 307, 20. 12. 1995, p. 21.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 7 March 1996 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)			(ECU/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value	CN code	Third country code ⁽¹⁾	Standard import value
0702 00 15	052	43,7	0805 30 20	052	79,0
	060	80,2		204	88,8
	064	59,6		220	74,0
	066	41,7		388	67,5
	068	62,3		400	68,0
	204	73,8		512	54,8
	208	44,0		520	66,5
	212	83,1		524	100,8
	624	137,1		528	50,4
	999	69,5		600	82,2
0707 00 15	052	125,6	0808 10 51, 0808 10 53, 0808 10 59	624	84,0
	053	156,2		999	74,2
	060	61,0		052	64,0
	066	53,8		064	78,6
	068	113,0		388	96,0
	204	144,3		400	70,0
	624	137,2		404	59,3
	999	113,0		508	68,4
	220	366,4		512	90,1
	999	366,4		524	122,9
0709 10 10	052	134,9	0808 20 31	528	88,6
	204	77,5		624	86,5
0709 90 73	412	54,2		728	107,3
	624	241,6		800	78,0
	999	127,1		804	21,0
	052	48,4		999	79,3
	204	46,3		039	103,0
0805 10 01, 0805 10 05, 0805 10 09	208	58,0		052	86,3
	212	50,5		064	72,5
	220	56,5		388	75,6
	388	40,5		400	97,9
	400	41,8		512	61,8
	436	41,6		528	64,6
	448	28,1		624	79,0
	600	58,0		728	115,4
	624	50,4		800	55,8
	999	47,3		804	112,9
				999	84,1

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 3079/94 (OJ No L 325, 17. 12. 1994, p. 17). Code '999' stands for 'of other origin'.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 16 February 1996

concerning animal health conditions and veterinary certificates for the importation of domestic animals of the bovine and porcine species from the Slovak Republic

(Text with EEA relevance)

(96/185/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Articles 8 and 11 thereof,

Whereas Commission Decision 92/324/EEC⁽²⁾ of 10 June 1992 establishes the animal health conditions and veterinary certificates for the import of domestic animals of the bovine and porcine species from Czechoslovakia;

Whereas following partition of this country and revocation of the abovementioned Decision by Commission Decision 96/186/EC⁽³⁾, it is necessary to lay down animal health conditions and veterinary certificates for importation of domestic animals of the bovine and porcine species from the Slovak Republic;

Whereas Member States shall import domestic animals of the bovine and porcine species in accordance with the provisions of Council Directive 91/496/EEC⁽⁴⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, which lays down the principles governing the

organization of veterinary checks on animals entering the Community from third countries; and in accordance with the provisions of Commission Decision 93/242/EEC⁽⁵⁾, as last amended by Decision 95/295/EC⁽⁶⁾;

Whereas the geographical proximity of the Slovak Republic to the Community has implications for trade in live animals;

Whereas following Community veterinary missions it appears that the animal health situation in the Slovak Republic is controlled by veterinary services which, although currently in the process of re-organization, can nevertheless offer satisfactory guarantees concerning diseases which might be transmitted through the importation of domestic animals of the bovine or porcine species;

Whereas the responsible veterinary authorities of the Slovak Republic have confirmed that the Slovak Republic has during the last 24 months been free from foot-and-mouth disease and during the last 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis, bluetongue, African swine fever, porcine enteroviral encephalomyelitis (Teschen disease), swine vesicular disease and vesicular exanthema and that no vaccinations have been carried out against any of those diseases during the past 12 months;

Whereas the responsible veterinary authorities of the Slovak Republic have undertaken to notify the Commission of the European Communities and the Member States, by telex or telefax, within 24 hours, of the confir-

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 177, 30. 6. 1992, p. 35.

⁽³⁾ See page 41 of this Official Journal.

⁽⁴⁾ OJ No L 268, 24. 9. 1991, p. 56.

⁽⁵⁾ OJ No L 110, 4. 5. 1993, p. 36.

⁽⁶⁾ OJ No L 182, 2. 8. 1995, p. 30.

mation of the occurrence of any of the abovementioned diseases and classical swine fever or of the adoption of vaccination against any of them or, within an appropriate period, of any proposed changes in the Slovakian import rules concerning bovine animals or swine or the semen or embryos thereof;

Whereas bovine tuberculosis and brucellosis have been eradicated from the Slovak Republic, whereas vaccination against bovine brucellosis is not permitted and whereas the measures taken by the responsible authorities of the Slovak Republic to prevent a recrudescence of these diseases are sufficient to equate the status of their herds, other than those under official restriction, with that of herds in the European Community having the status of Officially Tuberculosis Free or Officially Brucellosis Free;

Whereas the responsible veterinary authorities of the Slovak Republic have undertaken to supervise officially the issue of certificates arising from this Decision and to ensure that all relevant certificates, declarations and statements on which export certification may have been based remain on official file for at least 12 months following the dispatch of the animals to which they refer;

Whereas the responsible veterinary authorities of the Slovak Republic have undertaken not to permit the issue of the certificates described in the Annexes to this Decision in respect of animals which have been imported unless such animals were imported in accordance with veterinary conditions at least as strict as the relevant requirement of Directive 72/462/EEC, including any subsidiary decisions;

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

HAS ADOPTED THIS DECISION:

Article 1

1. Without prejudice to Decision 93/242/EEC and to paragraphs 2 and 4 of this Article, Member States shall authorize the importation from the Slovak Republic of the following animals:

- (a) domestic animals of the bovine species for breeding or production which meet the requirements set out in the health certificate in Annex A to this Decision and which are accompanied by such a certificate;
- (b) domestic animals of the bovine species for slaughter which meet the requirements set out in the health certificate in Annex B to this Decision and which are accompanied by such a certificate; and, from a date to be decided according to the procedure laid down in Article 29 of Council Directive 72/462/EEC, but not earlier than 12 months after the date on which vaccination against classical swine fever has been officially prohibited in the Slovak Republic;
- (c) domestic animals of the porcine species for breeding or production which meet the requirements set out in

the health certificate in Annex C to this Decision and which are accompanied by such a certificate;

and

- (d) domestic animals of the porcine species for slaughter which meet the requirements set out in the health certificate in Annex D to this Decision and which are accompanied by such a certificate.

2. Member States shall authorize the importation from the Slovak Republic of the domestic animals of the bovine or porcine species indicated in paragraph 1 which have been imported into the Slovak Republic only if such animals were imported from the Community or from a third country included in the list annexed to Council Decision 79/542/EEC⁽¹⁾, as last amended by Commission Decision 95/322/EC⁽²⁾, in so far as it covers domestic animals of these species and only if the importation was made in accordance with veterinary conditions at least as strict as the requirements of Chapter II of Directive 72/462/EEC, including any subsidiary Decisions.

3. Member States shall require that animals which are submitted to tests in application of this Decision are continuously isolated under conditions approved by an official veterinarian of the Slovak Republic from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals from the time of the first of such tests to the time of loading.

4. Member States shall permit the entry onto their territory from the Slovak Republic of bovine animals only if such animals:

- (a) come from herds declared by the veterinary authorities of the Slovak Republic to be enzootic bovine leukosis free as defined in Annex E to this Decision and have been subjected, within 30 days before export and with negative result, to an individual test for enzootic bovine leukosis carried out according to the protocol in Annex I to Commission Decision 91/189/EEC⁽³⁾;
or
- (b) are intended for meat production, are not more than 30 months of age, come from herds which are included in a national programme for the eradication of enzootic bovine leukosis and in which there has been no evidence whatever of that disease for at least 2 years and are permanently marked as described in Annex F to this Decision;
or
- (c) come from herds which are included in a national programme for the eradication of enzootic bovine leukosis, are consigned directly to a slaughterhouse and are slaughtered within five working days of their arrival there.

⁽¹⁾ OJ No L 146, 14. 6. 1979, p. 15.

⁽²⁾ OJ No L 190, 11. 8. 1995, p. 9.

⁽³⁾ OJ No L 96, 17. 4. 1991, p. 1.

In the case of the animals referred to at (b) and (c) above, Member States shall ensure, by inspection, that such animals are clearly identified, shall supervise them until slaughter and shall take all measures to prevent contamination of indigenous herds.

5. Member States shall make the introduction onto their territory of bovine or porcine animals from the Slovak Republic subject to the following condition:

— a guarantee that the animals to be imported have not been vaccinated against foot-and-mouth disease.

6. Member States shall make the introduction onto their territory of pigs from the Slovak Republic subject to a guarantee that they have not been vaccinated against classical swine fever and, in the case of pigs intended for breeding or production, a guarantee that they have shown a negative result to a test for the antibody produced by the virus of classical swine fever.

Article 2

Pending the entry into force of any measures adopted by the European Community for the eradication, prevention or control of a contagious or infectious bovine or porcine disease other than rabies, tuberculosis, brucellosis, foot-

and-mouth disease, anthrax, rinderpest, contagious bovine pleuro-pneumonia, enzootic bovine leukosis, porcine enteroviral encephalomyelitis (Teschén disease), classical swine fever, African swine fever or swine vesicular disease, Member States may apply in respect of animals imported from the Slovak Republic such additional health conditions as they apply to other animals within the framework of a national programme, submitted to and approved by the Commission, for the eradication, prevention or control of such disease.

Article 3

This Decision shall apply from the 30th day after its notification to the Member States.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 16 February 1996.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX A

ANIMAL HEALTH CERTIFICATE

for domestic animals of the bovine species for breeding and production intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals in the same category — breeding or production — transported in the same railway wagon, lorry, aircraft or ship and consigned to the same destination. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE SLOVAK REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

Reference to accompanying animal welfare certificate:

I. Number of animals:

(In words)

II. Identification of animals:

Number of animals	Cow, bull, ox, heifer, calf	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Names and addresses of farms of origin:

.....

.....

IV. Destination of animals:

The animals will be sent

from:

(Place of loading)

to:

(Country and place of destination)

by railway wagon/lorry/aircraft/ship:

(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

Name and address of consignor:

Name and address of consignee:

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Slovak Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis and bluetongue, that no vaccinations have been carried out against any of these diseases during the past 12 months and that the importation of animals vaccinated against foot-and-mouth disease is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Slovak Republic and have remained there since birth,
or

they were imported, not less than six months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease;

(d) they come from herds which are not restricted under the Slovakian tuberculosis eradication legislation, and they have been subjected within the past 30 days and with negative result to an intradermal tuberculin test;

(Delete reference to test if certificate applies to animals under six weeks old)

(e) they come from herds which are not restricted under the Slovakian brucellosis eradication legislation, and

they have been subjected within the past 30 days to a serum agglutination test which showed a brucella count of less than 30 IU of agglutination per ml, and

they have not been vaccinated against brucellosis;

(Delete reference to test if certificate applies to animals under 12 months old or to male castrates of any age)

(f) they come from herds declared by the veterinary authorities of the Slovak Republic to be enzootic bovine leukosis free as defined in Annex E to Commission Decision 96/185/EC and have been subjected, within the past 30 days and with negative result, to an individual test for enzootic bovine leukosis,

or

they are intended for meat production, are not more than 30 months of age, come from herds which are included in a national programme for the eradication of enzootic bovine leukosis and in which there has been no evidence whatever of that disease during the past 2 years and are marked in the manner defined in Annex F to Commission Decision 96/185/EC;

(Delete according to the category of animal to which this certificate applies)

(g) they show no clinical sign of mastitis and the analysis (and second analysis, where relevant) of the milk carried out according to Annex D to Council Directive 64/432/EEC within the past 30 days showed no characteristic inflammatory condition, no specific pathogenic micro-organism or, in the case of a second analysis, the presence of an antibiotic;

(Delete section unless certificate applies to dairy cows)

(h) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

- (i) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, during the past 30 days there has been no case of foot-and-mouth disease;
- (j) they come from holdings on which there has been no evidence of:
 - anthrax for the past 30 days,
 - brucellosis for the past 12 months,
 - tuberculosis for the past 6 months,
 - rabies for the past 6 months;
- (k) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/185/EC;

.....
(Complete or delete as required by importing Member State)

- (l) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the tests referred to in this certificate;

(Delete if not applicable)

- (m) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (n) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at:

(Name of loading place. Delete if not applicable)

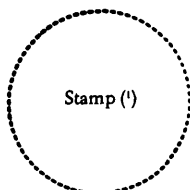
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/185/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, there had been no incidence of foot-and-mouth disease during the previous 30 days;

- (o) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have, except where otherwise indicated, been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (1)

.....
(Name in capital letters, qualification and title)

(1) The signature and the stamp must be in a colour different to that of the printing.

ANNEX B

ANIMAL HEALTH CERTIFICATE

for domestic bovine animals for immediate slaughter intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals transported in the same railway wagon, lorry, aircraft or ship, consigned to the same destination and intended to be taken immediately on arrival in the Member State of destination direct to a slaughterhouse and to be slaughtered not later than five working days after their entry in accordance with Article 13 of Council Directive 72/462/EEC. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE SLOVAK REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

Reference to accompanying animal welfare certificate:

I. Number of animals:

(In words)

II. Identification of animals:

Number of animals	Cow, bulls, ox, heifer, calf	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:

.....

.....

IV. Destination of animals:

The animals will be sent

from:

(Place of loading)

to:

(Country and place of destination)

by railway wagon/lorry/aircraft/ship:

(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

Name and address of consignor:

.....

Name and address of consignee:

.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Slovak Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis and bluetongue, that no vaccinations have been carried out against any of these diseases during the past 12 months, and that the importation of animals vaccinated against foot-and-mouth disease is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Slovak Republic and have remained there since birth,

or

they were imported, not less than 3 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease;

(d) they come from herds which are not restricted under the Slovakian tuberculosis eradication legislation, and

they have been subjected within the past 30 days and with negative result to an intradermal tuberculin test;

(Delete reference to test if certificate applies to animals under six weeks old)

(e) they come from herds which are not restricted under the Slovakian brucellosis eradication legislation, they have not been vaccinated against brucellosis;

(f) they come from herds included in a national programme for the eradication of enzootic bovine leukosis;

(g) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

(h) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, during the past 30 days there has been no case of foot-and-mouth disease;

(i) they come from holdings on which there has been no evidence of anthrax for the past 30 days;

(j) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/185/EC

.....

(Complete or delete as required by importing Member State)

(k) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the tests referred to in this certificate;

(Delete if not applicable)

(l) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;

- (m) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

(Name of loading place. Delete if not applicable)

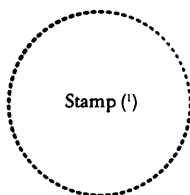
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/185/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, there had been no incidence of foot-and-mouth disease during the previous 30 days;

- (n) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (!)

.....
(Name in capital letters, qualification and title)

(!) The signature and the stamp must be in a colour different to that of the printing.

ANNEX C

ANIMAL HEALTH CERTIFICATE

for domestic animals of the porcine species for breeding and production intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals in the same category (breeding/production) transported in the same railway wagon, lorry, aircraft or ship and consigned to the same destination. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE SLOVAK REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:
(Optional)

I. Number of animals:
(In words)

II. Identification of animals:

Number of animals	Sex	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:
.....
.....

IV. Destination of animals:

The animals will be sent

from:
(Place of loading)

to:
(Country and place of destination)

by railway wagon/lorry/aircraft/ship:
(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

Name and address of consignor:

Name and address of consignee:

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Slovak Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from vesicular stomatitis, classical swine fever, African swine fever, porcine enteroviral encephalomyelitis (Teschin disease), swine vesicular disease and vesicular exanthema, that no vaccinations have been carried out against any of these diseases during the past 12 months, that the importation of animals vaccinated against foot-and-mouth disease and classical swine fever is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Slovak Republic and have remained there since birth,

or

they were imported, not less than 6 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease or against classical swine fever, and they have been subjected with negative result in both cases to a test for swine vesicular disease antibodies within the past 30 days and a test for classical swine fever antibodies within the past five days;

(d) they come from swine herds which are not restricted under Slovakian brucellosis eradication legislation, they have been subjected within the past 30 days to a serum agglutination test which showed a brucella count of less than 30 IU of agglutination and with negative result to a complement-fixation test for brucellosis;

(Delete reference to tests if certificate applies to animals under four months of age)

(e) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

(f) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding where no introduction of live pigs has been done for that period and situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, during the past 30 days there has been no case of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease;

(g) they come from holdings on which there has been no evidence of:

— anthrax for the past 30 days,

— rabies for the past 6 months;

(h) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/185/EC

.....
(Complete or delete as required by importing Member State)

(i) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the test referred to in this certificate;

(Delete if not applicable)

- (j) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (k) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

.....
(Name of loading place. Delete if not applicable)

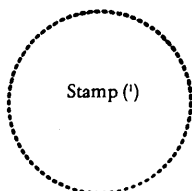
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/185/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, there had been no incidence of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease during the previous 30 days;

- (l) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian)(1)

.....
(Name in capital letters, qualification and title)

.....
(1) The signature and the stamp must be in a colour different to that of the printing.

ANNEX D

ANIMAL HEALTH CERTIFICATE

for domestic animals of the porcine species for immediate slaughter intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals transported in the same railway wagon, lorry, aircraft or ship, consigned to the same destination and intended to be taken immediately on arrival in the Member State of destination direct to a slaughterhouse and to be slaughtered not later than five working days after their entry in accordance with Article 13 of Council Directive 72/462/EEC. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE SLOVAK REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

I. Number of animals:

(in words)

II. Identification of animals:

Number of animals	Pigs or piglets	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:

.....

.....

IV. Destination of animals:

The animals will be sent

from:
(Place of loading)

to:
(Country and place of destination)

by railway wagon/lorry/aircraft/ship:
(Indicate means of transport and registration marks,
flight number or registered name, as appropriate)

Name and address of consignor:
.....

Name and address of consignee:
.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Slovak Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from vesicular stomatitis, classical swine fever, African swine fever, porcine enteroviral encephalomyelitis (Teschen disease), swine vesicular disease and vesicular exanthema, that no vaccinations have been carried out against any of these diseases during the past 12 months, that the importation of animals vaccinated against foot-and-mouth disease and classical swine fever is prohibited;
2. that the animals described in this certificate meet the following requirements:
 - (a) they were born on the territory of the Slovak Republic and have remained there since birth,
or
they were imported, not less than 3 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;
(Delete unwanted reference)
 - (b) they have been examined this day and show no clinical signs of disease;
 - (c) they have not been vaccinated against foot-and-mouth disease or against classical swine fever;
 - (d) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;
 - (e) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, during the past 30 days there has been no case of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease;
 - (f) they come from holdings on which there has been no evidence of anthrax for the past 30 days;
 - (g) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/185/EC
.....
(Complete or delete as required by importing Member State)

- (h) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the test referred to in this certificate;

(Delete if not applicable)

- (i) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (j) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

.....
(Name of loading place. Delete if not applicable)

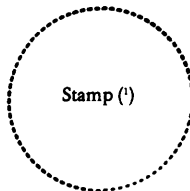
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/185/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Slovak Republic, there had been no incidence of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease during the previous 30 days;

- (k) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (!)

.....
(Name in capital letters, qualification and title)

(!) The signature and the stamp must be in a colour different to that of the printing.

ANNEX E

ENZOOTIC BOVINE LEUKOSIS FREE HERDS AND REGIONS

1. A herd becomes established as enzootic bovine leukosis free when:
 - (a) (i) there has been no evidence whatever of enzootic bovine leukosis in the herd for a period of at least two years,
and
(ii) it has been subjected with negative result to two herd tests for enzootic bovine leukosis at an interval of not less than four and not more than twelve months, each herd test consisting of one of the serological tests described in Annex I to Commission Decision 91/189/EEC applied to all bovine animals in the herd over 24 months of age on the date of the test,
or
 - (b) the region in which it is situated becomes established as an enzootic bovine leukosis free region, provided the status of the herd is not at the time suspended under the terms of paragraph 5.
2. A region becomes established as enzootic bovine leukosis free when:
 - (a) at least 99,8 % of bovine herds have the status of enzootic bovine leukosis free,
or
 - (b) (i) there has been no evidence whatever of enzootic bovine leukosis in the region for a period of at least three years,
and
(ii) all bovine herds in the region have been subjected to at least one herd test as described in paragraph 1,
and
(iii) at least 10 % of bovine herds in the region, selected on a random basis, have been subjected with negative result to at least two herd tests as described in paragraph 1.
3. A herd maintains its status as enzootic bovine leukosis free as long as:
 - (a) there is no evidence whatever of enzootic bovine leukosis in the herd,
and
 - (b) all the bovine animals in the herd were born there or were introduced from herds of enzootic bovine leukosis free status,
and
 - (c) within three years of the date of its establishment as enzootic bovine leukosis free, and at intervals of not more than three years thereafter, it is subjected with negative result to a herd test as described in paragraph 1.
4. A region maintains its status as enzootic bovine leukosis free as long as:
 - (a) each year, a proportion of the herds in the region, selected on a random basis and sufficient in number to demonstrate, with a 99 % confidence rating, that not more than 0,2 % of herds are infected with enzootic bovine leukosis, have been subjected to a herd test as described in paragraph 1,
or
 - (b) each year, a proportion of the herds in the region, sufficient to contain at least 20 % of the bovine animals in the region over 24 months of age, have been subjected with negative result to a herd test as described in paragraph 1.
5. The enzootic bovine leukosis free status of a herd is suspended when:
 - (a) the conditions described in paragraph 3 cease to apply,
or
 - (b) one or more animals give a positive result to one of the serological tests described in Annex I to Commission Decision 90/189/EEC.
6. The enzootic bovine leukosis free status of a region is suspended when:
 - (a) the conditions described in paragraph 4 cease to apply,
or
 - (b) enzootic bovine leukosis is detected and confirmed in more than 0,2 % of bovine herds in the region.

7. The enzootic bovine leukosis free status of a herd is re-established when:

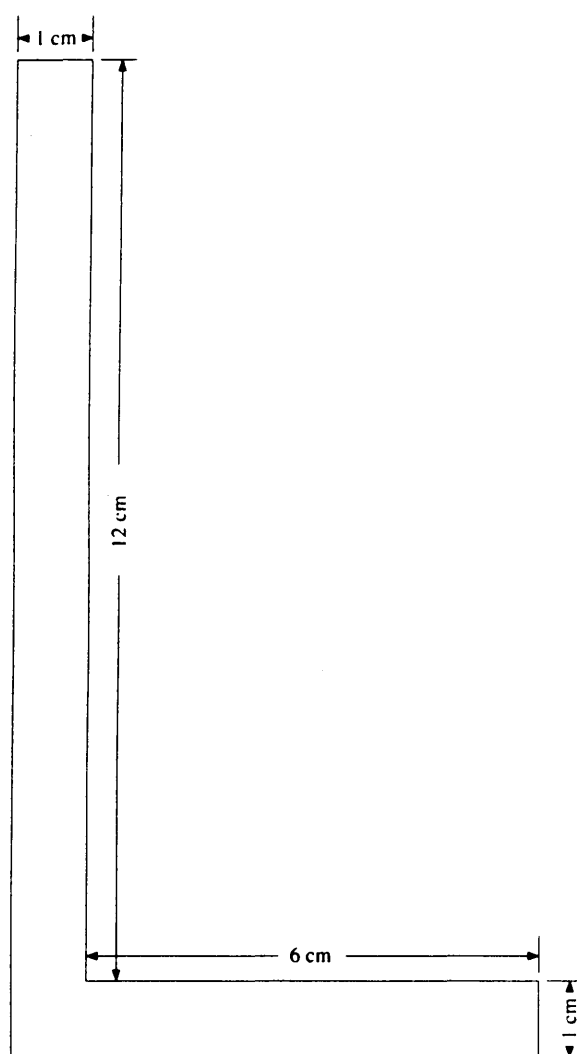
- (a) any reactor animal and, if the reactor is a cow, its progeny in the herd have been removed under the supervision of the veterinary authorities for slaughter, except that the competent authority may grant a derogation from the requirement for the removal of the progeny of a reactor cow if it is satisfied that the animal(s) was/were separated from its/their dam immediately after birth,
and
- (b) (i) if the suspension results from a positive test on a single animal, the herd has been subjected with negative result and not less than three months after the withdrawal referred to in 7 (a) to a herd test as described in paragraph 1,
or
(ii) if the suspension results from a positive test on more than one animal, the herd has been subjected to two herd tests as described in paragraph 1, the first being applied not less than three months after the withdrawal referred to in 7 (a) and the second not less than four or more than twelve months later, the tests to include any progeny of a reactor cow retained in the herd under the derogation referred to in paragraph 7 (a), regardless of their age at the time of test,
and
- (c) an epizootological enquiry has been conducted on all herds epizootologically linked to the infected herd.

8. The enzootic bovine leukosis free status of a region is re-established when:

- (a) at least 99,8 % of bovine herds in the region have the status of enzootic bovine leukosis free,
and
 - (b) at least 20 % of bovine herds in the region have been subjected with negative result to two herd tests as described in paragraph 1 at an interval of not less than four and not more than twelve months.
-

*ANNEX F***MARK TO BE APPLIED TO BOVINE ANIMALS IN APPLICATION OF ARTICLE 1 (4) (b) OF
COMMISSION DECISION 96/185/EC**

A permanent mark, having the dimensions indicated below, applied to and visible on at least two places on the hind-quarters of each animal using the technique known as 'freeze-branding'.



COMMISSION DECISION

of 16 February 1996

concerning animal health conditions and veterinary certificates for the importation of domestic animals of the bovine and porcine species from the Czech Republic and revoking Decision 92/324/EEC

(Text with EEA relevance)

(96/186/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Articles 7, 8 and 11 thereof,

Whereas Commission Decision 92/324/EEC⁽²⁾ establishes the animal health conditions and veterinary certificates for the import of domestic animals of the bovine and porcine species from Czechoslovakia;

Whereas following partition of this country it is necessary to lay down animal health conditions and veterinary certificates for importation of domestic animals of the bovine and porcine species from the Czech Republic and to revoke the abovementioned Decision;

Whereas Member States shall import domestic animals of the bovine and porcine species in accordance with the provisions of Council Directive 91/496/EEC⁽³⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, which lays down the principles governing the organisation of veterinary checks on animals entering the Community from third countries and in accordance with the provisions of Commission Decision 93/242/EEC⁽⁴⁾, as last amended by Decision 95/295/EC⁽⁵⁾;

Whereas the geographical proximity of the Czech Republic to the Community has implications for trade in live animals;

Whereas it appears that the animal health situation in the Czech Republic has improved especially in respect of classical swine fever and import of live pigs may now be authorized; whereas, however, classical swine fever still

occurs in certain areas and the Czech authorities have submitted a plan to control classical swine fever;

Whereas following Community veterinary missions it appears that the animal health situation in the Czech Republic is controlled by veterinary services which, although currently in the process of re-organization, can nevertheless offer satisfactory guarantees concerning diseases which might be transmitted through the importation of domestic animals of the bovine or porcine species;

Whereas the responsible veterinary authorities of the Czech Republic have confirmed that the Czech Republic has during the last 24 months been free from foot-and-mouth disease and during the last 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis, bluetongue, African swine fever, porcine enteroviral encephalomyelitis (Teschen disease), swine vesicular disease and vesicular exanthema; whereas no vaccinations have been carried out against any of those diseases and classical swine fever during the past 12 months; whereas classical swine fever has occurred in parts of the country and therefore imports of domestic pigs should be authorized only from those districts which are free of the disease;

Whereas the responsible veterinary authorities of the Czech Republic have undertaken to notify the Commission of the European Communities and the Member States, by telex or telefax, within 24 hours of the confirmation of the occurrence of any of the abovementioned diseases or of the adoption of vaccination against any of them or, within an appropriate period, of any proposed changes in their import rules concerning bovine animals or swine or the semen or embryos thereof;

Whereas bovine tuberculosis and brucellosis have been eradicated from the Czech Republic; whereas vaccination against bovine brucellosis is not permitted; whereas the measures taken by the responsible authorities of the Czech Republic to prevent a recrudescence of these diseases are sufficient to equate the status of their herds, other than those under official restriction, with that of herds in the European Community having the status of Officially Tuberculosis Free or Officially Brucellosis Free;

Whereas the responsible veterinary authorities of the Czech Republic have undertaken to supervise officially the issue of certificates arising from this Decision and to

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 177, 30. 6. 1992, p. 35.

⁽³⁾ OJ No L 268, 24. 9. 1991, p. 56.

⁽⁴⁾ OJ No L 110, 4. 5. 1993, p. 36.

⁽⁵⁾ OJ No L 182, 2. 8. 1995, p. 30.

ensure that all relevant certificates, declarations and statements on which export certification may have been based remain on official file for at least 12 months following the dispatch of the animals to which they refer;

Whereas the responsible veterinary authorities of the Czech Republic have undertaken not to permit the issue of the certificates described in the Annexes to this Decision in respect of animals which have been imported unless such animals were imported in accordance with veterinary conditions at least as strict as the relevant requirements of Council Directive 72/462/EEC, including any subsidiary decisions;

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

HAS ADOPTED THIS DECISION:

Article 1

1. Without prejudice to Decision 93/242/EEC and to paragraphs 2 and 4 of this Article, Member States shall authorize the importation from the Czech Republic of the following animals:

- (a) domestic animals of the bovine species for breeding or production which meet the requirements set out in the health certificate in Annex A to this Decision and which are accompanied by such a certificate;
- (b) domestic animals of the bovine species for slaughter which meet the requirements set out in the health certificate in Annex B to this Decision and which are accompanied by such a certificate;
- (c) domestic animals of the porcine species for breeding or production which meet the requirements set out in the health certificate in Annex C to this Decision and which are accompanied by such a certificate;
- (d) domestic animals of the porcine species for slaughter which meet the requirements set out in the health certificate in Annex D to this Decision and which are accompanied by such a certificate.

2. Member States shall authorize the importation from the Czech Republic of the domestic animals of the bovine or porcine species indicated in paragraph 1 which have been imported into the Czech Republic only if such animals were imported from the Community or from a third country included in the list annexed to Council Decision 79/542/EEC⁽¹⁾, as last amended by Commission Decision 95/322/EC⁽²⁾, in so far as it covers domestic animals of these species and only if the importation was made in accordance with veterinary conditions at least as strict as the requirements of Chapter II of Council Directive 72/462/EEC, including any subsidiary Decisions.

3. Member States shall require that animals which are submitted to tests in application of this Decision are

continuously isolated under conditions approved by an official veterinarian of the Czech Republic from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals from the time of the first of such tests to the time of loading.

4. Member States shall permit the entry onto their territory from the Czech Republic of bovine animals only if such animals:

- (a) come from herds declared by the veterinary authorities of the Czech Republic to be enzootic bovine leukosis free as defined in Annex E to this Decision and have been subjected, within 30 days before export and with negative result, to an individual test for enzootic bovine leukosis carried out according to the protocol in Annex I to Commission Decision 91/189/EEC⁽³⁾;

or

- (b) are intended for meat production, are not more than 30 months of age, come from herds which are included in a national programme for the eradication of enzootic bovine leukosis and in which there has been no evidence whatever of that disease for at least 2 years and are permanently marked as described in Annex F to this Decision;

or

- (c) come from herds which are included in a national programme for the eradication of enzootic bovine leukosis, are consigned directly to a slaughterhouse and are slaughtered within five working days of their arrival there.

In the case of the animals referred to in (b) and (c) above, Member States shall ensure, by inspection, that such animals are clearly identified, shall supervise them until slaughter and shall take all measures to prevent contamination of indigenous herds.

5. Member States shall make the introduction onto their territory of bovine or porcine animals from the Czech Republic subject to the following condition:

- a guarantee that the animals to be imported have not been vaccinated against foot-and-mouth disease.

6. Member States shall make the introduction onto their territory of pigs from the Czech Republic subject to a guarantee that they have not been vaccinated against classical swine fever and, in the case of pigs intended for breeding or production, a guarantee that they have shown a negative result to a test for the antibody produced by the virus of classical swine fever.

Article 2

Pending the entry into force of any measures adopted by the European Community for the eradication, prevention or control of a contagious or infectious bovine or porcine disease other than rabies, tuberculosis, brucellosis, foot-

⁽¹⁾ OJ No L 146, 14. 6. 1979, p. 15.

⁽²⁾ OJ No L 190, 11. 8. 1995, p. 9.

⁽³⁾ OJ No L 96, 17. 4. 1991, p. 1.

and-mouth disease, anthrax, rinderpest, contagious bovine pleuro-pneumonia, enzootic bovine leukosis, porcine enteroviral encephalomyelitis (Teschén disease), classical swine fever, African swine fever or swine vesicular disease, Member States may apply in respect of animals imported from the Czech Republic such additional health conditions as they apply to other animals within the framework of a national programme, submitted to and approved by the Commission, for the eradication, prevention or control of such disease.

Article 3

This Decision shall apply from the thirtieth day after its notification to the Member States.

Article 4

Commission Decision 92/324/EEC is hereby revoked.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 16 February 1996.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX A

ANIMAL HEALTH CERTIFICATE

for domestic animals of the bovine species for breeding and production intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals in the same category — breeding or production — transported in the same railway wagon, lorry, aircraft or ship and consigned to the same destination. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE CZECH REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

Reference to accompanying animal welfare certificate:

I. Number of animals:

(In words)

II. Identification of animals:

Number of animals	Cow, bull, ox, heifer, calf	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Names and addresses of farms of origin:

.....

.....

IV. Destination of animals:

The animals will be sent

from:

(Place of loading)

to:

(Country and place of destination)

by railway wagon/lorry/aircraft/ship:

(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

Name and address of consignor:

.....

Name and address of consignee:

.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Czech Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis and bluetongue, that no vaccinations have been carried out against any of these diseases during the past 12 months and that the importation of animals vaccinated against foot-and-mouth disease is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Czech Republic and have remained there since birth,

or

they were imported, not less than six months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease;

(d) they come from herds which are not restricted under the tuberculosis eradication legislation of the Czech Republic, and they have been subjected within the past 30 days and with negative result to an intradermal tuberculin test;

(Delete reference to test if certificate applies to animals under six weeks old)

(e) they come from herds which are not restricted under the brucellosis eradication legislation of the Czech Republic, and

they have been subjected within the past 30 days to a serum agglutination test which showed a brucella count of less than 30 IU of agglutination per ml, and

they have not been vaccinated against brucellosis;

(Delete reference to test if certificate applies to animals under 12 months old or to male castrates of any age)

(f) they come from herds declared by the veterinary authorities of the Czech Republic to be enzootic bovine leukosis free as defined in Annex E to Commission Decision 96/186/EC and have been subjected, within the past 30 days and with negative result, to an individual test for enzootic bovine leukosis,

or

they are intended for meat production, are not more than 30 months of age, come from herds which are included in a national programme for the eradication of enzootic bovine leukosis and in which there has been no evidence whatever of that disease during the past 2 years and are marked in the manner defined in Annex F to Commission Decision 96/186/EC;

(Delete according to the category of animal to which this certificate applies)

(g) they show no clinical sign of mastitis and the analysis (and second analysis, where relevant) of the milk carried out according to Annex D to Council Directive 64/432/EEC within the past 30 days showed no characteristic inflammatory condition, no specific pathogenic micro-organism or, in the case of a second analysis, the presence of an antibiotic;

(Delete section unless certificate applies to dairy cows)

(h) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

- (i) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, during the past 30 days there has been no case of foot-and-mouth disease;
- (j) they come from holdings on which there has been no evidence of:
- anthrax for the past 30 days,
 - brucellosis for the past 12 months,
 - tuberculosis for the past 6 months,
 - rabies for the past 6 months;
- (k) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/186/EC;

.....
(Complete or delete as required by importing Member State)

- (l) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the tests referred to in this certificate;

(Delete if not applicable)

- (m) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (n) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at:

(Name of loading place. Delete if not applicable)

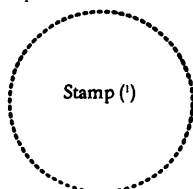
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/186/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, there had been no incidence of foot-and-mouth disease during the previous 30 days;

- (o) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have, except where otherwise indicated, been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (!)

.....
(Name in capital letters, qualification and title)

.....
(!) The signature and the stamp must be in a colour different to that of the printing.

ANNEX B

ANIMAL HEALTH CERTIFICATE

for domestic bovine animals for immediate slaughter intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals transported in the same railway wagon, lorry, aircraft or ship, consigned to the same destination and intended to be taken immediately on arrival in the Member State of destination direct to a slaughterhouse and to be slaughtered not later than five working days after their entry in accordance with Article 13 of Council Directive 72/462/EEC. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE CZECH REPUBLIC

Ministry:

Competent issuing authority:

Country of destination:

Reference:
(Optional)

Reference to accompanying animal welfare certificate:

I. Number of animals:
(In words)

II. Identification of animals:

Number of animals	Cow, bulls, ox, heifer, calf	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:
.....
.....

IV. Destination of animals:

The animals will be sent

from:
(Place of loading)

to:
(Country and place of destination)

by railway wagon/lorry/aircraft/ship:
(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

Name and address of consignor:

.....

Name and address of consignee:

.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Czech Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from rinderpest, contagious bovine pleuro-pneumonia, vesicular stomatitis and bluetongue, that no vaccinations have been carried out against any of these diseases during the past 12 months, and that the importation of animals vaccinated against foot-and-mouth disease is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Czech Republic and have remained there since birth,

or

they were imported, not less than 3 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease;

(d) they come from herds which are not restricted under the tuberculosis eradication legislation of the Czech Republic, and

they have been subjected within the past 30 days and with negative result to an intradermal tuberculin test;

(Delete reference to test if certificate applies to animals under six weeks old)

(e) they come from herds which are not restricted under the brucellosis eradication legislation of the Czech Republic, they have not been vaccinated against brucellosis;

(f) they come from herds included in a national programme for the eradication of enzootic bovine leukosis;

(g) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

(h) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, during the past 30 days there has been no case of foot-and-mouth disease;

(i) they come from holdings on which there has been no evidence of anthrax for the past 30 days;

(j) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/186/EC

.....

(Complete or delete as required by importing Member State)

(k) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the tests referred to in this certificate;

(Delete if not applicable)

(l) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;

- (m) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

(Name of loading place. Delete if not applicable)

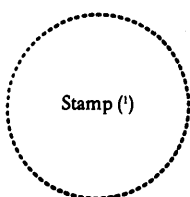
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/186/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, there had been no incidence of foot-and-mouth disease during the previous 30 days;

- (n) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (!)

.....
(Name in capital letters, qualification and title)

.....
(!) The signature and the stamp must be in a colour different to that of the printing.

ANNEX C

ANIMAL HEALTH CERTIFICATE

for domestic animals of the porcine species for breeding and production intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals in the same category (breeding/production) transported in the same railway wagon, lorry, aircraft or ship and consigned to the same destination. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE CZECH REPUBLIC⁽¹⁾

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

I. Number of animals:

(In words)

II. Identification of animals:

Number of animals	Sex	Breed	Age	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:

.....

.....

IV. Destination of animals:

The animals will be sent

from:

(Place of loading)

to:

(Country and place of destination)

by railway wagon/lorry/aircraft/ship:

(Indicate means of transport and registration marks, flight number or registered name, as appropriate)

⁽¹⁾ Excluding the district of Breclav.

Name and address of consignor:

.....

Name and address of consignee:

.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Czech Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from vesicular stomatitis, classical swine fever⁽¹⁾, African swine fever, porcine enteroviral encephalomyelitis (Teschen disease), swine vesicular disease and vesicular exanthema, that no vaccinations have been carried out against any of these diseases during the past 12 months, that the importation of animals vaccinated against foot-and-mouth disease and classical swine fever is prohibited;

2. that the animals described in this certificate meet the following requirements:

(a) they were born on the territory of the Czech Republic and have remained there since birth,

or

they were imported, not less than 6 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

(b) they have been examined this day and show no clinical signs of disease;

(c) they have not been vaccinated against foot-and-mouth disease or against classical swine fever, and they have been subjected with negative result in both cases to a test for swine vesicular disease antibodies within the past 30 days and a test for classical swine fever antibodies within the past five days;

(d) they come from swine herds which are not restricted under the Czech brucellosis eradication legislation, they have been subjected within the past 30 days to a serum agglutination test which showed a brucella count of less than 30 IU of agglutination and with negative result to a complement-fixation test for brucellosis;

(Delete reference to tests if certificate applies to animals under four months of age)

(e) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;

(f) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding where no introduction of live pigs has been done for that period and situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, during the past 30 days there has been no case of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease;

(g) they come from holdings on which there has been no evidence of:

— anthrax for the past 30 days,

— rabies for the past 6 months;

(h) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/186/EC

.....
(Complete or delete as required by importing Member State)

(i) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the test referred to in this certificate;

(Delete if not applicable)

⁽¹⁾ Excluding the district of Breclav.

- (j) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (k) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

.....
(Name of loading place. Delete if not applicable)

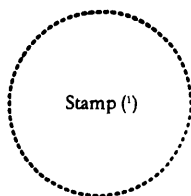
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/186/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, there had been no incidence of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease during the previous 30 days;

- (l) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (*)

.....
(Name in capital letters, qualification and title)

.....
(*) The signature and the stamp must be in a colour different to that of the printing.

ANNEX D

ANIMAL HEALTH CERTIFICATE

for domestic animals of the porcine species for immediate slaughter intended for consignment to the European Community

(This certificate is only for veterinary purposes and must accompany the consignment until it reaches the border inspection post. It covers only animals transported in the same railway wagon, lorry, aircraft or ship, consigned to the same destination and intended to be taken immediately on arrival in the Member State of destination direct to a slaughterhouse and to be slaughtered not later than five working days after their entry in accordance with Article 13 of Council Directive 72/462/EEC. It must be completed on the date of loading and all time limits referred to expire on that date.)

No:

Exporting country: THE CZECH REPUBLIC⁽¹⁾

Ministry:

Competent issuing authority:

Country of destination:

Reference:

(Optional)

I. Number of animals:

(in words)

II. Identification of animals:

Number of animals	Pigs or piglets	Official and other marks or brands (Give number and position)

III. Origin of animals:

Name(s) and address(es) of farm(s) of origin:

.....

.....

⁽¹⁾ Excluding the district of Breclav.

IV. Destination of animals:

The animals will be sent

from:
(Place of loading)

to:
(Country and place of destination)

by railway wagon/lorry/aircraft/ship:
(Indicate means of transport and registration marks,
flight number or registered name, as appropriate)

Name and address of consignor:
.....

Name and address of consignee:
.....

V. Health information:

I, the undersigned official veterinarian, hereby certify:

1. that the Czech Republic has during the past 24 months been free from foot-and-mouth disease and during the past 12 months been free from vesicular stomatitis, classical swine fever⁽¹⁾, African swine fever, porcine enteroviral encephalomyelitis (Teschen disease), swine vesicular disease and vesicular exanthema, that no vaccinations have been carried out against any of these diseases during the past 12 months, that the importation of animals vaccinated against foot-and-mouth disease and classical swine fever is prohibited;

2. that the animals described in this certificate meet the following requirements:

- (a) they were born on the territory of the Czech Republic and have remained there since birth,
or
they were imported, not less than 3 months ago, from a Member State of the European Community or from a Third Country included in the list annexed to Council Decision 79/542/EEC, in accordance with veterinary conditions at least as strict as the relevant requirements of Directive 72/462/EEC, including any subsidiary decisions;

(Delete unwanted reference)

- (b) they have been examined this day and show no clinical signs of disease;
- (c) they have not been vaccinated against foot-and-mouth disease or against classical swine fever;
- (d) they are not animals which are to be destroyed under a national contagious or infectious disease eradication programme;
- (e) they have remained during the past 30 days, or since birth if less than 30 days old, on a holding or holdings situated in the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, during the past 30 days there has been no case of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease;
- (f) they come from holdings on which there has been no evidence of anthrax for the past 30 days;
- (g) they have been subjected with negative result to the following test(s) and conform to the following guarantees, as required by a Member State in application of Article 2 of Commission Decision 96/186/EC

.....
(Complete or delete as required by importing Member State)

- (h) they have been continuously isolated under conditions approved by an official veterinarian from all cloven-hoofed animals not intended for export to the Community or not of equivalent health status to such animals since the time of application of the first of the test referred to in this certificate;

(Delete if not applicable)

⁽¹⁾ Excluding the district of Breclav.

- (i) they have received no thyrostatic, oestrogenic, androgenic or gestagenic substances for fattening purposes;
- (j) they have been obtained directly from a holding or holdings without passing through any market, and were loaded at

.....
(Name of loading place. Delete if not applicable)

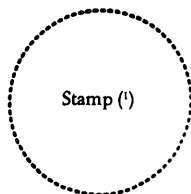
and until dispatched onto the territory of the European Community they did not come into contact with any cloven-hoofed animals other than bovine or porcine animals meeting the requirements of Commission Decision 96/186/EC and were not at any place other than a place situated at the centre of a circle 20 km in diameter in which, according to official findings by the veterinary authorities of the Czech Republic, there had been no incidence of foot-and-mouth disease, classical swine fever, African swine fever or swine vesicular disease during the previous 30 days;

- (k) any transport vehicles or containers in which they were loaded conform to international standards for the transport of live animals, were previously cleansed and disinfected with an officially authorized disinfectant and so constructed that faeces, urine, litter or fodder could not flow or fall out of the vehicle during transportation.

VI. All tests referred to in this certificate have been carried out according to the protocols set out in Annex I to Commission Decision 91/189/EEC. All loading places through which the animals have passed conform to the standards set out in Annex II to the same Decision.

VII. This certificate is valid for 10 days from the date of loading.

Done at, on



.....
(Signature of official veterinarian) (!)

.....
(Name in capital letters, qualification and title)

.....
(!) The signature and the stamp must be in a colour different to that of the printing.

ANNEX E

ENZOOTIC BOVINE LEUKOSIS FREE HERDS AND REGIONS

1. A herd becomes established as enzootic bovine leukosis free when:
 - (a) (i) there has been no evidence whatever of enzootic bovine leukosis in the herd for a period of at least two years,
and
(ii) it has been subjected with negative result to two herd tests for enzootic bovine leukosis at an interval of not less than four and not more than twelve months, each herd test consisting of one of the serological tests described in Annex I to Commission Decision 91/189/EEC applied to all bovine animals in the herd over 24 months of age on the date of the test,
or
 - (b) the region in which it is situated becomes established as an enzootic bovine leukosis free region, provided the status of the herd is not at the time suspended under the terms of paragraph 5.
2. A region becomes established as enzootic bovine leukosis free when:
 - (a) at least 99,8 % of bovine herds have the status of enzootic bovine leukosis free,
or
 - (b) (i) there has been no evidence whatever of enzootic bovine leukosis in the region for a period of at least three years,
and
(ii) all bovine herds in the region have been subjected to at least one herd test as described in paragraph 1,
and
(iii) at least 10 % of bovine herds in the region, selected on a random basis, have been subjected with negative result to at least two herd tests as described in paragraph 1.
3. A herd maintains its status as enzootic bovine leukosis free as long as:
 - (a) there is no evidence whatever of enzootic bovine leukosis in the herd,
and
 - (b) all the bovine animals in the herd were born there or were introduced from herds of enzootic bovine leukosis free status,
and
 - (c) within three years of the date of its establishment as enzootic bovine leukosis free, and at intervals of not more than three years thereafter, it is subjected with negative result to a herd test as described in paragraph 1.
4. A region maintains its status as enzootic bovine leukosis free as long as:
 - (a) each year, a proportion of the herds in the region, selected on a random basis and sufficient in number to demonstrate, with a 99 % confidence rating, that not more than 0,2 % of herds are infected with enzootic bovine leukosis, have been subjected to a herd test as described in paragraph 1,
or
 - (b) each year, a proportion of the herds in the region, sufficient to contain at least 20 % of the bovine animals in the region over 24 months of age, have been subjected with negative result to a herd test as described in paragraph 1.
5. The enzootic bovine leukosis free status of a herd is suspended when:
 - (a) the conditions described in paragraph 3 cease to apply,
or
 - (b) one or more animals give a positive result to one of the serological tests described in Annex I to Commission Decision 90/189/EEC.
6. The enzootic bovine leukosis free status of a region is suspended when:
 - (a) the conditions described in paragraph 4 cease to apply,
or
 - (b) enzootic bovine leukosis is detected and confirmed in more than 0,2 % of bovine herds in the region.

7. The enzootic bovine leukosis free status of a herd is re-established when:

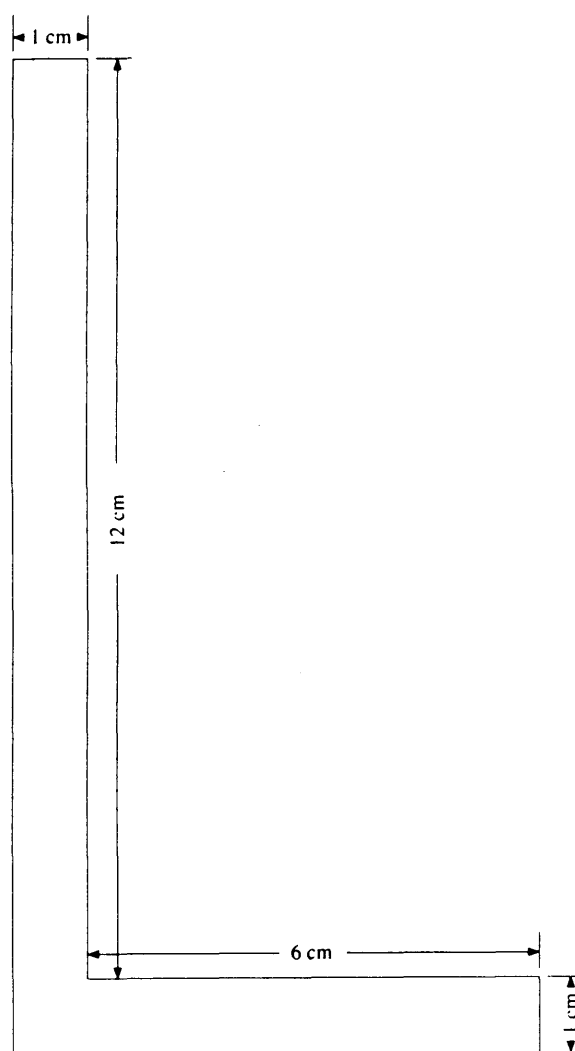
- (a) any reactor animal and, if the reactor is a cow, its progeny in the herd have been removed under the supervision of the veterinary authorities for slaughter, except that the competent authority may grant a derogation from the requirement for the removal of the progeny of a reactor cow if it is satisfied that the animal(s) was/were separated from its/their dam immediately after birth,
and
- (b) (i) if the suspension results from a positive test on a single animal, the herd has been subjected with negative result and not less than three months after the withdrawal referred to in 7 (a) to a herd test as described in paragraph 1,
or
(ii) if the suspension results from a positive test on more than one animal, the herd has been subjected to two herd tests as described in paragraph 1, the first being applied not less than three months after the withdrawal referred to in 7 (a) and the second not less than four or more than twelve months later, the tests to include any progeny of a reactor cow retained in the herd under the derogation referred to in paragraph 7 (a), regardless of their age at the time of test,
and
- (c) an epizootological enquiry has been conducted on all herds epizootologically linked to the infected herd.

8. The enzootic bovine leukosis free status of a region is re-established when:

- (a) at least 99,8 % of bovine herds in the region have the status of enzootic bovine leukosis free,
and
 - (b) at least 20 % of bovine herds in the region have been subjected with negative result to two herd tests as described in paragraph 1 at an interval of not less than four and not more than twelve months.
-

*ANNEX F***MARK TO BE APPLIED TO BOVINE ANIMALS IN APPLICATION OF ARTICLE 1 (4) (b) OF
COMMISSION DECISION 96/186/EC**

A permanent mark, having the dimensions indicated below, applied to and visible on at least two places on the hind-quarters of each animal using the technique known as 'freeze-branding'.



COMMISSION DECISION

of 19 February 1996

amending Decision 95/357/EC drawing up a list of border inspection posts agreed for veterinary checks on products and animals from third countries detailed rules concerning the checks to be carried out by the veterinary experts of the Commission and repealing Decision 95/24/EC

(Text with EEA relevance)

(96/187/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/675/EEC of 10 December 1990 laying down the principles governing the organization of veterinary checks on products entering the Community from third countries⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular, Article 9 thereof,

Having regard to Council Directive 91/496/EEC of 15 July 1991 laying down the principles governing the organization of veterinary checks on animals entering the Community from third countries and amending Directives 89/662/EEC, 90/425/EEC and 90/675/EEC⁽²⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Article 6 thereof,

Whereas Commission Decision 95/357/EC⁽³⁾, as last amended by Decision 96/36/EC⁽⁴⁾, draws up a list of

border inspection posts agreed for veterinary checks on products and animals from third countries;

Whereas certain border inspection posts have been inspected by the Commission's departments; whereas, in addition, the Member States may propose that posts included in the list be withdrawn or that new posts be included therein, these new posts having to be inspected before inclusion in the list;

Whereas, in view of the results of the inspections and the proposals by the competent authorities of Member States, Commission Decision 95/357/EC must be amended accordingly;

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

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 95/357/EC is amended as follows:

1. in the part concerning the United Kingdom:

- (a) the information relating to the border inspection posts of Manchester and Bristol is replaced by the following:

1	2	3	4	5	6	7	8	9	10	11
	Manchester	Airport	×(4)	×	×	×			×	
	Bristol	Port	×			×	×			

- (b) the border inspection post of North Killingholme Wharf and relating information is deleted.

⁽¹⁾ OJ No L 373, 31. 12. 1990, p. 1.

⁽²⁾ OJ No L 268, 24. 9. 1991, p. 56.

⁽³⁾ OJ No L 211, 6. 9. 1995, p. 43.

⁽⁴⁾ OJ No L 10, 13. 1. 1996, p. 42.

2. in the part concerning Germany, the information relating to the border inspection posts Bremerhaven and Furth im Walde is replaced by the following:

1	2	3	4	5	6	7	8	9	10	11
	Bremerhaven	Port	x	x	x	x		x		Icelandic ponies (from April to October only)
	Furth im Walde	Rail		x		x				
	Schafberg	Road	x	x	x	x	x	x	x	

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 19 February 1996.

For the Commission

Franz FISCHLER

Member of the Commission