

## COMMISSION DECISION

of 28 December 2001

**amending for the fifth time Decision 2001/740/EC concerning certain protection measures with regard to foot-and-mouth disease in the United Kingdom**

(notified under document number C(2001) 4729)

(Text with EEA relevance)

(2001/938/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market <sup>(1)</sup>, as last amended by Directive 92/118/EEC <sup>(2)</sup>, and in particular Article 10 thereof,

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market <sup>(3)</sup>, as last amended by Directive 92/118/EEC, and in particular Article 9 thereof,

Whereas:

(1) Commission Decision 2001/740/EC <sup>(4)</sup>, as last amended by Decision 2001/911/EC <sup>(5)</sup>, concerns certain protection measures with regard to foot-and-mouth disease in the United Kingdom.

(2) The last outbreak of foot-and-mouth disease in Great Britain was recorded on 30 September 2001. Certain counties in Great Britain, which are listed in Annex III, have had no outbreak of foot-and-mouth disease during this epidemic, while others have remained free from the disease for more than 3 months.

(3) Furthermore, because there have been very few outbreaks of foot-and-mouth disease in pigs and moreover the most important pig breeding and rearing areas in Great Britain have remained free of the disease throughout this epidemic, Decision 2001/911/EC laid down the conditions for the dispatch to other Member States of live porcine animals from those areas in Great Britain.

(4) The improved animal health situation now allows the laying down of conditions for the controlled dispatch to other Member States of live bovine and porcine animals from those areas in Great Britain which have had no outbreak for at least 90 days. However such conditions should apply without prejudice to Council Decision 98/256/EC <sup>(6)</sup> concerning emergency measures to protect against bovine spongiform encephalopathy.

(5) Taking account of the improved animal health situation, certain requirements for the dispatch of frozen bovine and porcine semen can be eased.

(6) Furthermore, it appears appropriate to withdraw certain additional certification requirements for equidae in intra-Community trade.

(7) Derogations from certain residence and contact requirements necessary to ensure the certified health status may now be applied also to bovine animals moving between holdings of equivalent health status or considered under the United Kingdom legislation as a single epidemiological group.

(8) It is also considered appropriate to allow the collection en route of pure-bred breeding animals of the porcine species from a limited number of holdings situated in the areas listed in Annex III.

(9) Article 1(a) of Council Directive 88/661/EEC of 19 December 1988 on zootechnical standards applicable to breeding animals of the porcine species <sup>(7)</sup> provides for a definition of pure-bred breeding animals of the porcine species.

(10) The situation should be reviewed at the meeting of the Standing Veterinary Committee scheduled for 15-16 January 2002 and the measures adapted where necessary.

(11) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

<sup>(1)</sup> OJ L 224, 18.8.1990, p. 29.

<sup>(2)</sup> OJ L 62, 15.3.1993, p. 49.

<sup>(3)</sup> OJ L 395, 30.12.1989, p. 13.

<sup>(4)</sup> OJ L 277, 20.10.2001, p. 30.

<sup>(5)</sup> OJ L 337, 20.12.2001, p. 39.

<sup>(6)</sup> OJ L 113, 15.4.1998, p. 38.

<sup>(7)</sup> OJ L 382, 21.12.1988, p. 36.

HAS ADOPTED THIS DECISION:

*Article 1*

Decision 2001/740/EC is amended as follows:

1. Article 1(2)(2.2) is replaced by the following:

‘2.2. Without prejudice to the provisions of Council Directive 64/432/EEC, Council Decision 98/256/EC and the restrictions on movement of susceptible animals within and through Great Britain applied by the competent authorities of the United Kingdom, and derogating from the provisions in paragraph 1 the competent authorities may authorize the dispatch of live animals of species susceptible to foot- and mouth disease under the following conditions:

- the animals belong to a species specified in the appropriate column in Annex III,
- the animals have been reared within and are dispatched from the areas specified in Annex III,
- the dispatch of such animals is authorized by the competent veterinary authorities of the United Kingdom and notified at least three working days in advance to the competent central veterinary authorities in the Member State of destination and any Member State of transit,
- there has been no outbreak of foot-and-mouth disease in the county listed in Annex III during the past 90 days prior to dispatch,
- during the 30 days prior to loading, the animals have remained under the supervision of the competent veterinary authorities on a single holding situated within the areas listed in Annex III, and there has been no outbreak of foot-and-mouth disease during at least the past 30 days in the area enclosed by a circle of at least 10 km radius centred on the holding,
- no animal of species susceptible to foot-and-mouth disease has been introduced into the holding referred to in the fifth indent during the 30 days prior to loading, except in the case of animals coming from a supplying holding, or holdings subject to a single occupancy licence treated as a single holding, which meet(s) the requirements laid down in the fifth indent, in which case this period may be reduced to 7 days,
- during transport the animals do not come into contact with animals not from the same holding of dispatch, except in the case of animals consigned for direct slaughter and pure-bred breeding pigs, where animals may be collected en route from not more than three holdings which each satisfy the conditions set out in the fifth indent,

— animals for breeding and production shall be consigned to not more than three holdings of destination in not more than one other Member State.

Notwithstanding the provisions above, pure-bred breeding pigs collected en route as provided for in the seventh indent shall be consigned to a single holding of destination only,

— the animals shall be transported under official control in a means of transport that has been cleaned and disinfected before loading or collecting animals for dispatch from holdings referred to in the fifth indent to a destination outside the areas listed in Annex I,

— the health certificates provided for in Council Directive 64/432/EEC <sup>(1)</sup> accompanying live bovine or porcine animals consigned from parts of the territory of the United Kingdom listed in Annex III to other Member States shall bear the following words:

“Animals conforming to Commission Decision 2001/740/EC of 19 October 2001 concerning certain protective measures with regard to foot-and-mouth disease in the United Kingdom.”

2. Article 2(2)(d) fifth indent is replaced by the following:

‘— no animal of species susceptible to foot-and-mouth disease has been introduced into the holding, or holdings subject to a single occupancy licence treated as a single holding, referred to in the fourth indent during the past 30 days prior to loading, or in the case of farmed game prior to on-farm slaughtering. This period may be reduced to 7 days in the case of meat from bovine and porcine animals, where animals come from a supplying holding, which meets the requirements laid down in the third indent.’

3. The second indent of Article 6(3)(c) is deleted.

4. In Article 12 the last sentence in paragraph 1 and the entire paragraph 3 are deleted.

5. Annex III is replaced by the Annex to the present Decision.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 28 December 2001.

*For the Commission*

David BYRNE

*Member of the Commission*

<sup>(1)</sup> OJ L121, 29.7.1964, p. 1977/64.

## ANNEX

## 'ANNEX III

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
Scottish Islands	82	Shetland Islands		+	+	+	+	+	+	+
		Shetland Islands	131							
	83	Orkney Islands		+	+	+	+	+	+	+
		Orkney Islands	123							
	84	Western Islands		+	+	+	+	+	+	+
		NA H-Eileanan An Iar	124							
Scotland	85	Wick consisting of		+	+	+	+	+	+	+
		Part of Highland	121							
	86	Elgin consisting of		+	+	+	+	+	+	+
		Moray	122							
		Part of Highland	121							
	87	Inverness consisting of		+	+	+	+	+	+	+
		Part of Highland	121							
	88	Aberdeenshire consisting of		+	+	+	+	+	+	+
		Aberdeen City	128							
		Aberdeenshire	126							
	89	Forfar consisting of		+	+	+	+	+	+	+
		Angus	79							
		Dundee City	81							
	90	Perth consisting of		+	+	+	+	+	+	+
		Clackmannanshire	80							
	Perth & Kinross	90								
91	Cupar		+	+	+	+	+	+	+	
	Fife	127								
92	Edinburgh consisting of		+	+	+	+	+	+	+	
	Falkirk	85								
	Midlothian	88								
	West Lothian	96								
	City of Edinburgh	129								
	East Lothian	130								
93	Galashiels		+	+	+	+	-	+	+	
	Scottish Borders	92								
94	Stirling		+	+	+	+	+	+	+	
	Stirling	94								
95	Oban		+	+	+	+	+	+	+	
	Argyll and Bute	125								

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	96	Hamilton consisting of		+	+	+	+	+	+	+
		East Dunbartonshire	83							
		East Renfrewshire	84							
		City of Glasgow	86							
		Inverclyde	87							
		North Lanarkshire	89							
		Renfrewshire	91							
		South Lanarkshire	93							
		West Dunbartonshire	95							
	97	Ayr consisting of		+	+	+	+	+		+
		East Ayrshire	82							
		North Ayrshire	132							
		South Ayrshire	133							
	98	Stranraer consisting of		+	+	+	+	-	+	+
		Part of Dumfries & Galloway	134							
	99	Dumfries consisting of		+	+	+	+	-	+	+
		Part of Dumfries & Galloway	134							
England	01	Bedfordshire consisting of		+	+	+	+	+	+	+
		Bedford	137							
		Luton District	56							
	02	Berkshire consisting of		+	+	+	+	+	+	+
		Bracknell Forest	41							
		Reading	63							
		West Berkshire	75							
		Windsor & Maidenhead	76							
		Wokingham	77							
		Slough	66							
	03	Buckinghamshire		+	+	+	+	+	+	+
		Buckinghamshire County	138							
		Milton Keynes	59							
	05	Cambridgeshire consisting of		+	+	+	+	+	+	+
		Cambridgeshire County	139							
		City of Peterborough	48							
	06	Cheshire consisting of								
		Halton	54	+	+	+	+	+	+	+
		Cheshire County	140	+	+	+	+	+	+	+
		Warrington	74	+	+	+	+	+	+	+
	07	Cornwall County		+	+	+	+	+	+	+
		Cornwall County	171							





Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	40	Surrey		+	+	+	+	+	+	+
		Surrey County	163							
	41	East Sussex consisting of		+	+	+	+	+	+	+
		Brighton & Hove	42							
		East Sussex County	145							
	42	West Sussex		+	+	+	+	+	+	+
		West Sussex County	165							
	43	Warwickshire		+	+	+	+	+	+	+
		Warwickshire County	164							
	44	Greater Manchester consisting of								
		Tameside District	30	+	+	+	+	+	+	+
		Oldham District	18	+	+	+	+	+	+	+
		Rochdale District	19	+	+	+	+	+	+	+
		Bury District	5	+	+	+	+	+	+	+
		Bolton District	3	+	+	+	+	+	+	+
		Salford District	21	+	+	+	+	+	+	+
		Trafford District	31	+	+	+	+	+	+	+
		Manchester District	15	+	+	+	+	+	+	+
		Stockport District	27	+	+	+	+	+	+	+
		Wigan District	34	+	+	+	+	+	+	+
	45	Wiltshire consisting of								
		Swindon	70	+	+	+	+	+	+	+
		Wiltshire County	166	+	+	+	+	+	+	+
	46	West Midlands consisting of		+	+	+	+	+	+	+
		Birmingham District	2							
		Dudley District	9							
		Sandwell District	22							
		Solihull District	25							
		Walshall District	33							
		Wolverhampton District	36							
		Coventry District	7							
	47	South Yorkshire consisting of		+	+	+	+	+	+	+
		Barnsley District	1							
		Doncaster District	8							
		Rotherham District	20							
		Sheffield District	24							
	49	West Yorkshire consisting of		+	+	+	+	-	+	+
		Wakefield District	32							
		Kirklees District	11							
		Calderdale District	6							

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	50	Beverley-North Yorkshire consisting of		+	+	+	+	-	+	+
		York	78							
		Selby District	177							
	51	Humberside consisting of		+	+	+	+	-	+	+
		East Riding of Yorkshire	53							
		City of Kingston upon Hull	45							
		North East Lincolnshire	60							
		North Lincolnshire	61							
Wales	52	Powys consisting of		+	+	+	+	+	+	+
		North Powys	174							
		South Powys	173							
	53	Gwynedd consisting of								
		Conwy	103	+	+	+	+	+	+	+
		Gwynedd	116	+	+	+	+	+	+	+
		Isle of Anglesey	115	+	+	+	+	+	+	+
	55	Dyfed consisting of		+	+	+	+	+	+	+
		Sir Gaerfyrddin-Carmarthenshire	110							
		Sir Ceredigion-Ceredigion	118							
		Sir Benfro-Pembrokeshire	119							
	56	Clwyd consisting of		+	+	+	+	+	+	+
		Sir Ddinbych-Denbigshire	108							
		Sir Y Fflint-Flintshire	111							
		Wrecsam-Wrexham	113							
	57	South Glamorgan consisting of		+	+	+	+	+	+	+
		Bro Morgannwg-The Vale of Glamorgan	99							
		Caerdydd-Cardiff	117							
	58	Mid Glamorgan consisting of								
		Caerffili-Caerphilly	100	+	+	+	+	+	+	+
		Merthyr Tudful-Merthyr Tydfil	104	+	+	+	+	+	+	+
		Pen-y-Bont Ar Ogwr-Bridgend	105	+	+	+	+	+	+	+
		Rhondda/Cyin/Taf-Rhondda/Cyon/Taff	107	+	+	+	+	+	+	+



Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
59	West Glamorgan consisting of	Abertawe-Swansea	97	+	+	+	+	+	+	+
		Castell-Nedd Port Talbot-Neath Port Talbot	102	+	+	+	+	+	+	+
		60	Gwent consisting of							
60	Gwent consisting of	Blaenau Gwent-Blaenau Gwent	98	+	+	+	+	+	+	+
		Casnewydd-Newport	101	+	+	+	+	+	+	+
		Sir Fynwy-Monmouthshire	109	+	+	+	+	+	+	+
		Tor-Faen-Torfean	112	+	+	+	+	+	+	+

ADNS = Animal Disease Notification System Code (Decision 2000/807/EC)

GIS = Administrative Unit Code

B = bovine meat

S/G = sheep and goat meat

P = pig meat

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

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

LB = live bovine animals

LP = live pigs'