

COMMISSION DECISION

of 28 February 2002

amending Decisions 95/233/EC and 96/482/EC as regards the importation of live poultry from third countries with respect to Bulgaria and repealing Decision 96/483/EC

(notified under document number C(2002) 641)

(Text with EEA relevance)

(2002/183/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/539/EEC of 15 October 1990 on animal health conditions governing intra-Community trade in, and imports from, third countries, of poultry and hatching eggs ⁽¹⁾, as last amended by Decision 2001/867/EC ⁽²⁾, and in particular Article 21, Article 23(1), and Articles 24 and 26 thereof,

Whereas:

(1) Commission Decision 95/233/EC ⁽³⁾, as last amended by Commission Decision 2001/751/EC ⁽⁴⁾, lists in principle third countries, from which Member States are authorised to import live poultry and hatching eggs including ratites and eggs thereof.

(2) Commission Decision 96/482/EC ⁽⁵⁾, as last amended by Commission Decision 2000/505/EC ⁽⁶⁾, lays down more detailed rules for the importation of live poultry and hatching eggs and the relevant animal health certificates.

(3) Commission Decision 96/483/EC ⁽⁷⁾, as last amended by Commission Decision 96/628/EC ⁽⁸⁾, establishes the list of third countries, which are entitled to use the specific models of animal health certificates.

(4) Bulgaria has requested to be authorised for exports of live poultry and hatching eggs to the Community and has submitted the necessary guarantees.

(5) An inspection carried out by the Commission's services to Bulgaria in October 2000 has shown that Bulgaria is covered by sufficiently well structured and organised veterinary services regarding the animal health status concerning poultry.

(6) Furthermore the Bulgarian veterinary authorities have been able to demonstrate that the specific animal health requirements as laid down in Decision 96/482/EC are fulfilled.

(7) It is appropriate therefore to add Bulgaria to the lists of third countries laid down by Decision 95/233/EC.

(8) Croatia was allowed to export live poultry and hatching eggs only from designated areas of its territory. Inspections carried out in September/October 1997 and October 2000 have revealed that there is no further need for regionalisation.

(9) For reasons of transparency the list in the Annex to Decision 96/483/EC should be incorporated into Decision 96/482/EC. At the same time Bulgaria shall be added to it and the whole country of Croatia shall be listed without regionalisation.

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

HAS ADOPTED THIS DECISION:

Article 1

Annex I and Annex II to Decision 95/233/EC shall be replaced by Annex I and Annex II to this Decision.

Article 2

In Decision 96/482/EC Article 2(1) shall be deleted and replaced by the following:

‘1. Member States shall authorise imports of:

- (a) breeding and productive poultry, coming from third countries or parts thereof listed in column A of part I of Annex I to this Decision and conforming to the requirements laid down in the model animal health certificate set out as Model A in part II of Annex I to this Decision;

⁽¹⁾ OJ L 303, 31.10.1990, p. 6.

⁽²⁾ OJ L 323, 7.12.2001, p. 29.

⁽³⁾ OJ L 156, 7.7.1995, p. 76.

⁽⁴⁾ OJ L 281, 25.10.2001, p. 24.

⁽⁵⁾ OJ L 196, 7.8.1996, p. 13.

⁽⁶⁾ OJ L 201, 9.8.2000, p. 8.

⁽⁷⁾ OJ L 196, 7.8.1996, p. 28.

⁽⁸⁾ OJ L 282, 1.11.1996, p. 73.

- (b) hatching eggs, coming from third countries or parts thereof listed in column B of part I of Annex I to this Decision and conforming to the requirements laid down in the model animal health certificate set out as Model B in part II of Annex I to this Decision;
- (c) day-old chicks, coming from third countries or parts thereof listed in column C of part I of Annex I to this Decision and conforming to the requirements laid down in the model animal health certificate set out as Model C in part II of Annex I to this Decision;
- (d) slaughter poultry, and poultry for restocking game supplies, coming from third countries or parts thereof listed in column D of part I of Annex I to this Decision and conforming to the requirements laid down in the model animal health certificate set out as Model D in part II of Annex I to this Decision,
- provided that they are accompanied by the relevant certificate, duly completed and signed.'

Article 3

Annex III to this Decision shall become part I of Annex I to Decision 96/482/EC and Annex I to Decision 96/482/EC shall become part II of Annex I.

Article 4

Decision 96/483/EC shall hereby be repealed.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 28 February 2002.

For the Commission

David BYRNE

Member of the Commission

ANNEX I

ANNEX I

List of third countries from which Member States authorise imports of live poultry and hatching eggs, ratites and eggs thereof excluded**This is a list in principle and importations shall fulfil the relevant animal and public health requirements**

ISO code	Country
AU	Australia
BG	Bulgaria
BR	Brazil
CA	Canada
CH	Switzerland
CL	Chile
CY	Cyprus
CZ	Czech Republic
HR	Croatia
HU	Hungary
IL	Israel
LV	Latvia
NZ	New Zealand
PL	Poland
RO	Romania
SI	Slovenia
SK	Slovak Republic
TN	Tunisia
US	United States of America'

ANNEX II

'ANNEX II

List of third countries from which Member States authorise imports of live raites and eggs thereof

This is a list in principle and importations shall fulfil the relevant animal and public health requirements

ISO code	Country
AU	Australia
BG	Bulgaria
BR	Brazil
BW	Bostswana
CA	Canada
CH	Switzerland
CL	Chile
CY	Cyprus
CZ	Czech Republic
HR	Croatia
HU	Hungary
IL	Israel
KE	Kenya
LV	Latvia
NA	Namibia
NZ	New Zealand
PL	Poland
RO	Romania
SI	Slovenia
SK	Slovak Republic
TN	Tunisia
US	United States of America
ZA	South Africa
ZW	Zimbabwe'

ANNEX III

ANNEX I

PART I

List of third countries or parts of third countries which are authorised to use the model certificates A to D laid down in Annex I part II are marked with an X

ISO code	Country	Parts of the territory	Model certificates to be used			
			Breeding/ productive	Hatching eggs	Day-old chicks	Slaughter/ restocking
			A	B	C	D
AU	Australia		X	X	X	X
BG	Bulgaria		X	X	X	X
BR	Brazil	The States of Mato Grosso, Paraná, Rio Grande do Sul, Santa Catarina and São Paulo	X	X	X	X
CA	Canada		X	X	X	X
CH	Switzerland		X	X	X	X
CL	Chile		X	X	X	X
CY	Cyprus		X	X	X	X
CZ	Czech Republic		X	X	X	X
HR	Croatia		X	X	X	X
HU	Hungary		X	X	X	X
IL	Israel		X	X	X	X
NZ	New Zealand		X	X	X	X
PL	Poland		X	X	X	X
RO	Romania		X	X	X	X
SI	Slovenia		X	X	X	X
SK	Slovak Republic		X	X	X	X
US	United States of America		X	X	X	X