

Commission Decision of 28 April 2004 amending Commission Decision 2003/779/EC as regards the animal health conditions and veterinary certification for animal casings transiting or being temporarily stored in the Community (notified under document number C(2004) 1561) (Text with EEA relevance) (2004/414/EC)

COMMISSION DECISION

of 28 April 2004

amending Commission Decision 2003/779/EC as regards the animal health conditions and veterinary certification for animal casings transiting or being temporarily stored in the Community

(notified under document number C(2004) 1561)

(Text with EEA relevance)

(2004/414/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption⁽¹⁾, in particular Article 8(5), third indent, and Article 9(2) (b) and (4)(c),

Whereas:

- (1) Council Directive 92/118/EEC lays down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A(1) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC⁽²⁾.
- (2) Commission Decision 2003/779/EC lays down animal health conditions and veterinary certificates for the importation of animal casings from third countries⁽³⁾.
- (3) Council Directive 97/78/EC lays down the principles governing the organisation of veterinary checks on products entering the Community from third countries⁽⁴⁾ and certain provisions for transit are already provided for in Article 11 such as the use of ANIMO messages and of the common veterinary entry document.
- (4) However, it is necessary in order to safeguard the disease situation in the Community to further ensure that consignments of animal casing transiting through the Community, comply with the animal health import conditions applicable for authorised countries.
- (5) Council Decision 79/542/EEC drawing up a list of third countries or parts of third countries, and laying down animal and public health, and veterinary certification conditions for the importation into the Community of certain live animals and their fresh meat⁽⁵⁾, has recently been amended to include transit conditions and a derogation

Changes to legislation: There are currently no known outstanding effects for the Commission Decision of 28 April 2004 amending Commission Decision 2003/779/EC as regards the animal health conditions and veterinary certification for animal casings transiting or being temporarily stored in the Community (notified under document number C(2004) 1561) (Text with EEA relevance) (2004/414/EC), Introductory Text. (See end of Document for details)

for transit between Russia with a reference to the specific border inspection posts designated for this latter purpose.

- (6) In the light of experience, it appears that the presentation to the border inspection post, pursuant to Article 7 of Directive 97/78/EC, of the original veterinary documents established in the exporting third country to fulfil the regulatory requirement of the third country of destination, is not sufficient to ensure that the animal health conditions required for the safe introduction into the territory of the Community of the products concerned are effectively satisfied; it is therefore appropriate to establish a specific model of animal health certificate to be used in transit situations for the products concerned.
- (7) However specific conditions for transits via the Community of consignments to and from Russia should be foreseen due to the geographical situation of Kaliningrad and taking into account climatic problems impeding the use of some ports at certain times of the year.
- (8) Commission Decision 2001/881/EC draws up a list of border inspection posts agreed for veterinary checks on animals and animal products from third countries⁽⁶⁾ and it is appropriate to specify the border inspection posts designated for the control of such transits taking into account this Decision.
- (9) It is opportune to amend the animal health certificate for the import of animal casings to reflect the format laid down for other certificates.
- (10) Commission Decision 2003/779/EC should be amended accordingly.
- (11) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

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- (1) OJ L 18, 23.1.2002, p. 11.
- (2) OJ L 62, 15.3.1993, p. 49. Directive as last amended by Decision 2003/721/EC (OJ L 260, 11.10.2003, p. 21).
- (3) OJ L 285, 1.11.2003, p. 38.
- (4) OJ L 24, 30.1.1998, p. 9. Directive as last amended by the Act concerning the conditions of Accession (OJ L 236, 23.9.2003, p. 381).
- (5) OJ L 146, 14.6.1979, p. 15. Decision as last amended by Commission Decision 2004/212/EC (OJ L 73, 11.3.2004, p. 11).
- (6) OJ L 326, 11.12.2001, p. 44. Decision as last amended by Commission Decision 2003/831/EC (OJ L 313, 28.11.2003, p. 61.).

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