Commission Implementing Decision of 21 December 2011 amending Annexes II and IV to Council Directive 2009/158/EC on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs (notified under document C(2011) 9518) (Text with EEA relevance) (2011/879/EU)

# COMMISSION IMPLEMENTING DECISION

of 21 December 2011

amending Annexes II and IV to Council Directive 2009/158/ EC on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs

(notified under document C(2011) 9518)

(Text with EEA relevance)

(2011/879/EU)

## THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs<sup>(1)</sup>, and in particular Article 34 thereof,

# Whereas:

- (1) Directive 2009/158/EC lays down animal health conditions governing intra-Union trade in, and imports from third countries of, poultry and hatching eggs. Annex II thereto sets out the rules for the approval of establishments for the purposes of intra-Union trade in those commodities and surveillance programmes to be carried out for certain diseases in the different poultry species. Annex IV to Directive 2009/158/EC lays down the model veterinary certificates for trade within the Union of the poultry commodities covered by that Directive.
- (2) Annex II to Directive 2009/158/EC, as amended by Commission Decision 2011/214/ EU<sup>(2)</sup>, sets out the diagnostic procedures for *Salmonella* and *Mycoplasma*.
- (3) Chapter III of Annex II to Directive 2009/158/EC lays down the minimum requirements for disease surveillance programmes. That Chapter provides a description of the testing procedures for *Salmonella* pullorum and *Salmonella* gallinarum. It is however necessary to provide for certain additional specific details as regards the testing for *Salmonella arizonae*.
- (4) In addition, box I.31. in Part I of the model veterinary certificate for day-old chicks set out in Annex IV to Directive 2009/158/EC includes a requirement to fill in detailed information in relation to the identification of the commodities covered by it.

- (5) That requirement provides valuable information on the health status of the parent flock(s) from which the day-old chicks originate, in particular with respect to testing for certain *Salmonella* serotypes. However, certain of those data requirements appear to pose unnecessary administrative burdens on business operators, especially in view of the unpredictability of hatch. In addition, certain data required to be filled in that box is filled in other parts of the certificate.
- (6) Those entries should therefore be deleted from box 1.31. in the model veterinary certificates for hatching eggs, day-old chicks and breeding and productive poultry and be replaced by the entry 'Approval number' which would provide clearer information on the origin of the respective commodities. Part I of the notes in Part II of those model certificates should therefore be amended accordingly.
- (7) Annex IX to Commission Regulation (EC) No 798/2008 of 8 August 2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements<sup>(3)</sup> sets out the specific conditions which apply to imports of ratites for breeding and production, hatching eggs and day-old chicks thereof.
- (8) Point 3 of Part II of that Annex, as amended by Commission Implementing Regulation (EU) No 1380/2011<sup>(4)</sup>, provides that, where day-old chicks are not reared in the Member State which imported the hatching eggs, they are to be transported directly to the final destination and kept there for at least three weeks from the date of hatching. That requirement should be reflected in the relevant model veterinary certificate for day-old chicks laid down in Annex IV to Directive 2009/158/EC. That model certificate should therefore be amended accordingly.
- (9) Directive 2009/158/EC should therefore be amended accordingly.
- (10) 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:

Article 1

Annexes II and IV to Directive 2009/158/EC are amended in accordance with the Annex to this Decision.

Article 2

This Decision shall apply from 1 February 2012.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 21 December 2011.

For the Commission

John DALLI

Member of the Commission

## **ANNEX**

Annexes II and IV to Directive 2009/158/EC are amended as follows:

- (1) in Annex II, Chapter III, point A.2 is amended as follows:
  - (a) note (\*\*) is replaced by the following:
    - (\*\*) Note that environmental samples are generally not suitable for reliable detection of *Salmonella pullorum* and *Salmonella gallinarum*, but are suitable for *Salmonella arizonae*.;
  - (b) note (\*\*\*\*) is replaced by the following:
    - (\*\*\*\*) Salmonella pullorum and Salmonella gallinarum do not readily grow in the modified semi-solid Rappaport Vassiliadis (MSRV) medium that is used for monitoring of zoonotic Salmonella spp. in the Union, but it is suitable for Salmonella arizonae.;
- in Annex IV, models 1, 2 and 3 are replaced by the following: MODEL 1

EUR	PEA	N UNION										Intra-l	Union trade	certificate
	l.1.	Consignor					I.2. Certificate reference No I.2.a. Local reference No					ce No		
		Name Address					1.3.	I.3. Central competent authority						
		Postal code					I.4. Local competent authority							
nted	1.5.	Consignee						1.6.						
reser		Name Address												
Į į		1,						1.7.						
nme		Postal code												
f consignment presented	1.8.	of origin	ode I.9.	Region of origin		Code	l.10.	Country destinat	of tion	ISO cod	de	I.11. Region destina		Code
ils o	I.12.	Place of origin					I.13.	Place of	f destina	ation				
Deta		Holding		Establis	shment 🗌			Holding		Establis	hmer	nt 🔲	Approved	body 🗌
Part I: Details of		Name Approval number Address						Name Approval number Address						
		Postal code					Postal o	code						
	1.14.	4. Place of loading					1.15.	Date an	d time	of depart	ure			
		Postal code												
	I.16.	6. Means of transport					1.17.	Transpo	orter					
							Name				Approval	number		
		Aeroplane ☐ Ship ☐ Railway wagon ☐ Road vehicle ☐ Other ☐			адоп 🗀	Address								
		Identification	entification					Postal code Member State						
	I.18.	Description of comm	nodity					I.19. Commodity code (HS code) 04.07						
											Quantity	Quantity		
											1.20.	Quantity		
	I.21.						1.22.	Number of	packages					
	1.23.	Seal/Container No					1.24.							
	1.25.	Commodities certifie	d for:											
		Breed	ing 🔲		Apı	proved bo	ody 🗌	l			(	Other		
	1.26.	Transit through third	country				1.27.	Transit 1	through	Member	State	es		
		Third country		ISO code				Member	r State			ISO	code	
		Exit point		Code				Member					code	
		Entry point		BIP No			Member State ISO code							
	1.28.	Export Third country		100			1.29.							
		Exit point		ISO code Code										
	1.30.													
	131	Identification of the	commoditi	es										
	1.01.					Α	provel	number			dontif	ication		٨٥٥
		Species (Scientific name)		Category		Ар	proval	number		,	uentif	ication		Age

ROPE	AN U	NION			Hatching egg						
II.	Hea	lth infor	rmation	II.a. Certificate reference No	II.b.						
II.1.	Ani	mal hea	alth attestation								
	I, th	I, the undersigned official veterinarian, certify that the hatching eggs described above:									
	(a)	(a) comply with									
(1)		either [the provisions of Articles 6, 8 and 18 of Council Directive 2009/158/EC]									
(1)	≥)	or [the provisions of Article 6(a)(i),(ii) and (b), and Articles 8 and 18 of Council Directive 2009/158/EC];									
(3)	(b)	comply	with the provisions of Article 15(1)(a) of Council Direct	tive 2009/158/EC.							
(4)	(c)		y with the provisions of Commission Decision(s)//E te disease(s)) and in accordance with Article 16 or Arti								
(d) come from poultry which:											
(1) either [have not been vaccinated against Newcastle disease;]											
(1)		or	[have been vaccinated against Newcastle disease using	ng:							
	(name and type (live or inactivated) of Newcastle disease virus strain used in vaccine(s))  On										
11.2.	Pub	olic hea	alth attestation								
	I, th	e under	rsigned official veterinarian, certify that the hatching egg	gs described above:							
(5)	(a)		from a flock which has been tested for Salmonella seroty 2003 of the European Parliament and of the Council.	rpes with public health significance in a	accordance with Regulation (EC) N						
		Date o	of last sampling of the flock from which the testing resu	It is known:							
		Result	of all testing in the flock:								
(1) (6	∍)	either	[positive;]								
(1) (6	⁵)	or	[negative]								
( <sup>5</sup> )	(b)	and, n	either Salmonella enteritidis nor Salmonella typhimuriur	m were detected with the control pro-	gramme referred to in point II.2(a						
II.3.	Add	litional	health information								
(¹)	II.3.	1. This	consignment complies with the animal health condition	ns laid down in Commission Decision	2006/415/EC.						
( <sup>1</sup> )	II.3.	2. This	consignment complies with the animal health condition	ns laid down in Commission Decision	2006/563/EC.						
(1) (	(7) II.3.3. This consignment complies with the animal health conditions laid down in Commission Decision//EU in relation to vaccination against avian influenza.										
Notes											
Part I:											
Вох	I.16:	Registra	ation number (railway wagons or container and lorries),	flight number (aircraft) or name (ship)	)						
Вох	I.31:	Catego	ry: select one of the following: pure line/grandparents/pa	arents/laying pullets/fattening/others.							
		Approv	al number: indicate the number(s) of the approved esta	ablishment(s) of the parent flock(s).							
		Identific	eation: indicate the identification details of parent flock a	and brand name.							
		Age: pr	Age: provide the date of collection.								

Status: This is the original version (as it was originally adopted).

EUF	EUROPEAN UNION Hatching eggs								
II.	Health information	II.a. Certificate reference No	II.b.						
Pa	rt II:								
(1)	(¹) Keep as appropriate.								
(2)	(2) Only applicable if II.3.1. or II.3.2. are complied with.								
(3)	(3) To certify in case of dispatch to a Member State, which has an EU-approved non-vaccinating status for Newcastle disease; currently: Finland and Sweden. Otherwise delete reference.								
(4)	Complete if appropriate.								
( <sup>5</sup> )	The guarantees under II.2 only apply to poultry belonging to the spe	cies of Gallus gallus or turkeys.							
( <sup>6</sup> )	If any of the results were positive during the life of the breeding flock <code>hadar</code> , indicate as positive.	of Gallus gallus for Salmonella infantis, S	almonella virchow or Salmonella						
(7)	Only applicable for Member States which carry out vaccination again	nst avian influenza according to an EU-ap	pproved vaccination plan.						
	— The colour of the stamp and signature must be different from that	t of the other particulars in the certificate	).						
Off	icial veterinarian or official inspector								
	Name (in capital letters):	Qualif	fication and title:						
	Local veterinary unit: LVU No:								
	Date: Signature:								
	Stamp:								

# MODEL 2

**EUROPEAN UNION** Intra-Union trade certificate I.1. Consignor I.2. Certificate reference No I.2.a. Local reference No Name I.3. Central competent authority Address I.4. Local competent authority Postal code presented I.6. No(s) of related original certificates I.5. Consignee No(s) of accompanying documents Name Address consignment Postal code 1.7. ISO code I.11. Region of destination I.8. Country of origin I.9. Region of origin I.10. Country of destination Code ISO code Code ₽ I.12. Place of origin I.13. Place of destination Part I: Details Holding Establishment Holding Establishment Approved body Name Approval number Name Approval number Address Address Postal code Postal code I.14. Place of loading I.15. Date and time of departure Postal code I.16. Means of transport I.17. Transporter Name Address Approval number Aeroplane 🔲 Ship 🔲 Railway wagon Road vehicle Other  $\square$ Identification Postal code Member State I.18. Description of commodity I.19. Commodity code (HS code) I.20. Quantity 1.21. I.22. Number of packages I.23. Seal/Container No 1.24. I.25. Commodities certified for: Breeding Approved body Other I.26. Transit through third country I.27. Transit through Member States Third country ISO code Member State ISO code Exit point Code Member State ISO code Entry point BIP No Member State ISO code 1.29. I.28. Export ISO code Exit point Code 1.30. I.31. Identification of the commodities Species (Scientific name) Identification Category Approval number Age

El	UROPEAN UNION Day-old chicks									
	II.	Hea	alth infor	mation	II.a. Certificate reference No	II.b.				
	II.1.	Ani	imal hea	alth attestation						
		I, th	ne under	rsigned official veterinarian, certify that the day-old chi	cks described above:					
5		(a)	comply	/ with						
ificat	(1)		either	(i) [the provisions of Articles 6, 9 and 18 of Counc	il Directive 2009/158/EC]					
Part II. Certification	(1) (2)		or	[the provisions of Article 6(a)(i), (ii) and (b), and		2009/158/ECI:				
art =	100									
"	(1) (3)	)	or	<ul><li>(ii) [if derived from hatching eggs imported accordi (EC) No 798/2008, with the provisions of Article</li></ul>						
	( <sup>1</sup> ) ( <sup>2</sup> )	) ( <sup>3</sup> )	or	[if derived from hatching eggs imported accordi (EC) No 798/2008, with the provisions of Article						
	( <sup>4</sup> )	(b) comply with Article 15(1)(b) of Council Directive 2009/158/EC.								
	(5)	(c) comply with the provisions of Commission Decision(s)//EU concerning additional guarantees with regard to								
	( <sup>1</sup> )	(d)	either	[have not been vaccinated against Newcastle disease	se;]					
	(1)	or [have been vaccinated against Newcastle disease using:								
				(name and type (live or inactivated) of Newcastle di						
				on (date)].						
		(e)	come	from poultry which:						
	(1)		either	[have not been vaccinated against Newcastle disease	se;]					
	(1)		or	[have been vaccinated against Newcastle disease u	-					
				(name and type (live or inactivated) of Newcastle di	sease virus strain used in vaccine(s))					
				on (date)].						
	(6)	(f)		oduction into flocks of breeding poultry or flocks of praccording to the rules laid down in Commission Deci		ich have been tested with negative				
	II.2.	Pul	Public health attestation							
		I, th	I, the undersigned official veterinarian, certify that the day-old chicks described above:							
	(7)	(a) come from a flock which has been tested for Salmonella serotypes with public health significance in accordance with Regulation (EC) No 2160/2003 of the European Parliament and of the Council.								
		Date of last sampling of the flock from which the testing result is known:								
			Result of all testing in the flock:							
	( <sup>1</sup> ) ( <sup>8</sup> )	)	either	[positive;]						
	(¹) ( <sup>8</sup> )	)	or	[negative]						
	(7)	(b)		intended for breeding, neither Salmonella enteritidis d to in point II.2(a).	nor Salmonella typhimurium were dete	ected within the control programme				

EUROPEAN UNION Day-old chicks									
II. Health information	II.a. Certificate reference No	II.b.							
II.3. Additional health information									
(1) (8) II.3.1. The consignment complies with the animal health protection measures concerning highly pathogenic a									
(1) II.3.2. This consignment complies with the animal health of	conditions laid down in Commission Deci-	sion 2006/415/EC.							
(1) (9) II.3.3. This consignment complies with the animal health vaccination against avian influenza.	conditions laid down in Commission [	Decision//EU in relation to							
Notes									
Part I:									
Box I.6: No(s) of accompanying animal health certificates.									
Box I.16: Registration number (railway wagons or container and lorries)	, flight number (aircraft) or name (ship).								
Box I.19: Use the appropriate HS codes: 01.05, 01.06.39.									
Box I.31: Category: select one of the following: pure line/grandparents/p	parents/laying pullets/fattening/others.								
Approval number: indicate the number(s) of the approved esta	ablishment(s) of the parent flock(s).								
Identification: indicate the identification details of parent flock	and brand name.								
Age: provide date hatched.									
Part II:									
(¹) Keep as appropriate.									
(2) Only applicable if II.3.1.or II.3.2. is complied with.									
(3) In those cases where day-old chicks come from eggs imported from a respected as foreseen in Part II of Annex VIII to Commission Regulal the day-old chicks must be informed through the TRACES system a	tion (EC) No 798/2008. The competent a	e holding of destination has to be uthority of the final destination of							
(4) To certify in case of dispatch to a Member State, which has an EU-a and Sweden. Otherwise delete reference.	approved non-vaccinating status for Newo	castle disease; currently: Finland							
( <sup>5</sup> ) Complete if appropriate.									
(6) To certify for consignments to Finland and Sweden. Otherwise delet	e reference.								
(7) The guarantees under II.2. only apply to poultry belonging to the spe	ecies of Gallus gallus or turkeys.								
(8) If any of the results were positive for the serotypes below during the	e life of the flock, indicate as positive.								
Flocks of breeding poultry of Gallus gallus: Salmonella hadar, Salmo	nnella virchow and Salmonella infantis.								
Flocks of productive poultry: Salmonella enteritidis and Salmonella ty	phimurium.								
(9) Only applicable for Member States which carry out vaccination again	(9) Only applicable for Member States which carry out vaccination against avian influenza according to an EU-approved vaccination plan.								
— The colour of the stamp and signature must be different from that of the other particulars in the certificate.									
Official veterinarian or official inspector									
Name (in capital letters):	Quali	fication and title:							
Local veterinary unit:	LVU	No:							
Date:	Signa	uture:							
Stamp:									

RO	PEA	N UNION							Intra-Uni	on trade	certifica
	l.1.	Consignor		1.2.	I.2. Certificate reference No I.2.a. Local reference No						
		Name Address	1.3.	I.3. Central competent authority							
			1.4.	Local compet	tent authori	tyy					
ŀ		Postal code									
	I.5.	Consignee Name	1.6.								
		Address									
		Postal code	1.7.								
	1.8.	Country ISO of origin	ode I.9. Region of origin	Code	I.10.	Country of destination	ISO cod	de I.	11. Region of destination	1	Code
ŀ	112	Place of origin			113	Place of dest	ination				
	1.12.	Holding	Establishment		1.10.	Holding		hment		Annroved	L body □
		Holding				_	Establis	Establishment Approved body			
		Name Address	Approval number			Name Address			Approval nu	ımber	
		Postal code				Postal code					
İ	I.14.	14. Place of loading				Date and time	e of depart	ure			
		Postal code									
+	I.16.	Means of transport	1.17.	Transporter							
		Aeroplane Ship Railway wagon				Name Approval number Address					
		Road vehicle Other Identification  8. Description of commodity				Postal code			Member Stat	te	
ł	I.18.					1.19	. Commod	ity code	e (HS code)		
			,					_			
								1.20. (	Quantity		
	I.21.							1.22. 1	Number of pac	ckages	
	I.23.	Seal/Container No					1.24.				
	I.25.	Commodities certified	d for:								
		Breedi	ng 🔲 Appr	roved bo	dy 🗌			Ot	ther		
	I.26.	Transit through third	country		1.27.	Transit throug	h Member	r States			
		Third country	ISO code			Member State	9		ISO coo	le	
		Exit point	Code			Member State			ISO coo		
ļ		Entry point	BIP No			Member State	9		ISO coo	ie	
	I.28.	Export			1.29.						
		Third country	ISO code								
ŀ		Exit point Code									
	1.30.										
Ì	I.31.	Identification of the c	ommodities								
		Species Category (Scientific name)				Approval n	umber		Ide	ntification	

E	EUROPEAN UNION Breeding and productive poult										
ſ		II.	Hea	alth infor	mation	II.a. Certificate reference No	II.b.				
		II.1.	Ani	mal hea	alth attestation						
			I, the undersigned official veterinarian, certify that the poultry described above:								
	۾		(a)	comply	with the provisions of Articles 6, 10 and 18 of Counc	il Directive 2009/158/EC.					
fication	fication	( <sup>1</sup> )	(b) comply with Article 15(1)(c) of Council Directive 2009/158/EC.								
	≝∣	( <sup>2</sup> )	(c) comply with the provisions of Commission Decision(s)//EU concerning additional guarantees with regard to								
	Part	( <sup>3</sup> )	(d) either [have not been vaccinated against Newcastle disease;]								
		( <sup>3</sup> )	or [have been vaccinated against Newcastle disease using:								
(name and type (live or inactivated) of Newcastle disease virus strain used in vaccine(s)) on (date) at the age of weeks].											
		( <sup>4</sup> )	(e)	the bre	eeding poultry has been tested with negative results a	according to the rules laid down in C	Commission Decision 2003/644/EC.				
		( <sup>3</sup> )	(f)		ing hens (productive poultry reared with the view to ping to the rules laid down in Commission Decision 200		been tested with negative results				
		II.2.	Pul	olic hea	Ith attestation						
			I, th	e under	signed official veterinarian, certify that the poultry desc	cribed above:					
		( <sup>5</sup> )	(a)		rom a flock which has been tested for Salmonella seroty 003 of the European Parliament and of the Council.	rpes with public health significance in accordance with Regulation (EC) No					
				Date of	f last sampling of the flock from which the testing result	ılt is known:					
				Result	of all testing in the flock:						
		( <sup>3</sup> ) ( <sup>6</sup> )		either	[positive;]						
		( <sup>3</sup> ) ( <sup>6</sup> )		or	[negative]						
		( <sup>5</sup> )	(b)		intended for breeding, neither Salmonella enteritidis nd to in point II.2(a).	or Salmonella typhimurium were dete	cted within the control programme				
		II.3.	Add	ditional	health information						
		( <sup>1</sup> ) ( <sup>7</sup> )	II.3.		consignment complies with the animal health conditionst avian influenza.	ns laid down in Commission Decision	//EU in relation to vaccination				
		Notes									
		Part I									
		Box I									
		Box I									
		Box I									
				Approva	al number: indicate the number(s) of the approved esta	ablishment(s) of origin.					
				Identific	ation: indicate the identification details of flock of origin	and brand name.					
		Part I	l:								
					ase of dispatch to a Member State, which has an EU-a Otherwise delete reference.	approved non-vaccinating status for Ne	ewcastle disease; currently: Finland				

EUROPEAN UNION		Br	reeding and productive poultry						
II. Health information		II.a. Certificate reference No	II.b.						
(2) Complete if appropriat	e.								
(3) Keep as appropriate.									
(4) To certify for consignments to Finland and Sweden. Otherwise delete reference.									
(5) The guarantees under	(5) The guarantees under II.2. only apply to poultry belonging to the species of Gallus gallus or turkeys.								
(6) If any of the results w	ere positive for the serotypes below during the	life of the flock, indicate as positive.							
Flocks of breeding po	Flocks of breeding poultry of Gallus gallus: Salmonella hadar, Salmonella virchow and Salmonella infantis.								
Flocks of productive p	poultry: Salmonella enteritidis and Salmonella ty	phimurium.							
(7) Only applicable for Me	ember States which carry out vaccination again	nst avian influenza according to an EU-ap	proved vaccination plan.						
— The colour of the s	stamp and signature must be different from that	t of the other particulars in the certificate	<del>)</del> .						
Official veterinarian or offic	cial inspector								
Name (in capital letter	s):	Qualif	fication and title:						
Local veterinary unit:	Local veterinary unit: LVU No:								
Date:	Date: Signature:								
Stamp:									

- **(1)** OJ L 343, 22.12.2009, p. 74.
- (2) OJ L 90, 6.4.2011, p. 27.
- (**3**) OJ L 226, 23.8.2008, p. 1.
- (4) See page 25 of this Official Journal.