

Commission Implementing Decision of 9 October 2014 concerning animal health control measures relating to African swine fever in certain Member States and repealing Implementing Decision 2014/178/EU (notified under document C(2014) 7222) (Text with EEA relevance) (2014/709/EU)

^{F1}Article 9

Prohibition on the dispatch to other Member States and third countries of consignments of porcine semen and ova and embryos collected from pigs from the areas listed in the Annex

1 The Member State concerned shall ensure that no consignments of the following commodities are dispatched from their territory to other Member States and third countries:

- a porcine semen, unless the semen was collected from donor boars kept at semen collection centre approved in accordance with Article 3(a) of Council Directive 90/429/EEC⁽¹⁾ and located outside the areas listed in Parts II, III and IV of the Annex to this Decision;
- b porcine ova and embryos, unless the ova and embryos originate from donor females of the porcine species kept in holdings which comply with Article 8(2) and are situated outside the areas listed in Parts II, III and IV of the Annex and the embryos are *in vivo* derived embryos conceived as a result of artificial insemination or *in vitro* produced embryos conceived as a result of fertilisation with semen complying with the conditions laid down in point (a) of this paragraph.

2 By way of derogation from the prohibitions provided for in paragraph 1(a) of this Article and point (b) of Article 2, the Member States concerned may authorise the dispatch of consignments of porcine semen, if the semen was collected from donor boars kept at a semen collection centre approved in accordance with Article 3(a) of Directive 90/429/EEC, applying all biosecurity rules relevant for African swine fever and located in the areas listed in Parts II and III of the Annex to this Decision to areas listed in Part II or III of the Annex of the same Member State or another Member State provided that:

- a the consignments of porcine semen comply with any other appropriate animal health guarantees based on a positive outcome of a risk assessment of measures against the spread of African swine fever required by the competent authority of the Member State of origin and approved by the competent authority of the Member State of destination, prior to the dispatch of the consignment of semen;
- b the Member State of origin immediately informs the Commission and the other Member States of the animal health guarantees referred to in the point (a);
- c the donor boars comply with the requirements laid down in point 1 of Article 3 and in either point 2 or point 3 of Article 3;

[^{F2}(d)] ^{F2}

- e the following additional attestation shall be added to the corresponding animal health certificates referred to in Article 6(1) of Directive 90/429/EEC:

Porcine semen in compliance with Article 9 of Commission Implementing Decision 2014/709/EU of 9 October 2014 concerning animal health control measures relating to African swine fever in certain Member States and repealing Implementing Decision 2014/178/EU.]

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Decision of 9 October 2014 concerning animal health control measures relating to African swine fever in certain Member States and repealing Implementing Decision 2014/178/EU (notified under document C(2014) 7222) (Text with EEA relevance) (2014/709/EU). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** Substituted by [Commission Implementing Decision \(EU\) 2015/2433 of 18 December 2015 amending Implementing Decision 2014/709/EU as regards the animal health control measures relating to African swine fever in certain Member States \(notified under document C\(2015\) 9168\) \(Text with EEA relevance\)](#).
- F2** Deleted by [Commission Implementing Decision \(EU\) 2017/1850 of 11 October 2017 amending Implementing Decision 2014/709/EU concerning animal health control measures relating to African swine fever in certain Member States \(notified under document C\(2017\) 6774\) \(Text with EEA relevance\)](#).

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Decision of 9 October 2014 concerning animal health control measures relating to African swine fever in certain Member States and repealing Implementing Decision 2014/178/EU (notified under document C(2014) 7222) (Text with EEA relevance) (2014/709/EU). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (1) [^{F1}Council Directive 90/429/EEC of 26 June 1990 laying down the animal health requirements applicable to intra- Community trade in and imports of semen of domestic animals of the porcine species (OJ L 224, 18.8.1990, p. 62).]

Textual Amendments

- F1** Substituted by Commission Implementing Decision (EU) 2015/2433 of 18 December 2015 amending Implementing Decision 2014/709/EU as regards the animal health control measures relating to African swine fever in certain Member States (notified under document C(2015) 9168) (Text with EEA relevance).

Changes to legislation:

There are outstanding changes not yet made to Commission Implementing Decision of 9 October 2014 concerning animal health control measures relating to African swine fever in certain Member States and repealing Implementing Decision 2014/178/EU (notified under document C(2014) 7222) (Text with EEA relevance) (2014/709/EU). Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- Art. 2-14 omitted by [S.I. 2020/1388 reg. 14\(3\)](#)