

COMMISSION IMPLEMENTING DECISION (EU) 2017/1396**of 26 July 2017****amending the Annex to Decision 2007/453/EC as regards the BSE status of Poland and certain regions of the United Kingdom***(notified under document C(2017) 5140)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ⁽¹⁾, and in particular the third subparagraph of Article 5(2) thereof,

Whereas:

- (1) Regulation (EC) No 999/2001 provides that Member States, third countries or regions thereof (countries or regions) are to be classified according to their bovine spongiform encephalopathy (BSE) status into one of three categories: negligible BSE risk, controlled BSE risk and undetermined BSE risk.
- (2) The third subparagraph of Article 5(2) of Regulation (EC) No 999/2001 provides that if the World Organisation for Animal Health (OIE) has placed an applicant country in one of the three categories of BSE status, a reassessment of the Union categorisation may be decided.
- (3) The Annex to Commission Decision 2007/453/EC ⁽²⁾ lists the BSE status of countries or regions according to their BSE risk. Poland and the United Kingdom are currently listed in point B thereof under countries or regions with a controlled BSE risk.
- (4) The OIE plays a leading role in the categorisation of OIE Member Countries and zones by their BSE risk, in accordance with the provisions of its Terrestrial Animal Health Code (Terrestrial Code ⁽³⁾).
- (5) On 23 May 2017, the OIE World Assembly of Delegates adopted Resolution No 26 on the Recognition of the Bovine Spongiform Encephalopathy Risk Status of Member Countries ⁽⁴⁾, in view of an entry into force on 26 May 2017. That Resolution recognised Poland, and also two zones of the United Kingdom, namely Northern Ireland and Scotland, as having a negligible BSE risk.
- (6) The list of countries or regions in the Annex to Decision 2007/453/EC should therefore be amended so that Poland and Northern Ireland and Scotland are listed in point A under countries or regions with a negligible BSE risk.
- (7) The Annex to Decision 2007/453/EC should therefore be amended accordingly.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2007/453/EC is replaced by the text set out in the Annex to this Decision.

⁽¹⁾ OJ L 147, 31.5.2001, p. 1.

⁽²⁾ Commission Decision 2007/453/EC of 29 June 2007 establishing the BSE status of Member States or third countries or regions thereof according to their BSE risk (OJ L 172, 30.6.2007, p. 84).

⁽³⁾ <http://www.oie.int/international-standard-setting/terrestrial-code/access-online/>

⁽⁴⁾ http://www.oie.int/fileadmin/Home/eng/Animal_Health_in_the_World/docs/pdf/Resolutions/2017/A26_RESO_2017_BSE.pdf

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 26 July 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX

The Annex to Decision 2007/453/EC is replaced by the following:

'ANNEX

LIST OF COUNTRIES OR REGIONS**A. Countries or regions with a negligible BSE risk***Member States*

- Belgium
- Bulgaria
- Czech Republic
- Denmark
- Germany
- Estonia
- Croatia
- Italy
- Cyprus
- Latvia
- Lithuania
- Luxembourg
- Hungary
- Malta
- Netherlands
- Austria
- Poland
- Portugal
- Romania
- Slovenia
- Slovakia
- Spain
- Finland
- Sweden

Regions of Member States

- Northern Ireland
- Scotland

European Free Trade Association countries

- Iceland
- Liechtenstein
- Norway
- Switzerland

Third countries

- Argentina
- Australia
- Brazil
- Chile
- Colombia
- Costa Rica
- India
- Israel
- Japan
- Namibia
- New Zealand
- Panama
- Paraguay
- Peru
- Singapore
- United States
- Uruguay

B. Countries or regions with a controlled BSE risk*Member States*

- Ireland
- Greece
- France
- United Kingdom with the exception of the regions of Northern Ireland and Scotland

Third countries

- Canada
- Mexico
- Nicaragua
- South Korea
- Taiwan

C. Countries or regions with an undetermined BSE risk

- Countries or regions not listed in points A or B.'
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