

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

CHAPTER IV

CONTROL AND ERADICATION OF TSEs

Article 13

Measures following confirmation of the presence of a TSE

1 When the presence of a TSE has been officially confirmed, the following measures shall be applied as soon as possible:

- [^{F1}a all parts of the body of the animal shall be disposed of in accordance with Regulation (EC) No [^{F2}1069/2009] except for material retained for records in accordance with Annex III, Chapter B, of this Regulation.]
- b an inquiry shall be carried out to identify all animals at risk in accordance with Annex VII, point 1;
- [^{F1}c all animals and products thereof at risk, as listed in Annex VII, point 2, of this Regulation, identified by the inquiry referred to in point (b) of this paragraph shall be killed and disposed of in accordance with Regulation (EC) No [^{F2}1069/2009].]

[^{F3}On the basis of a favourable risk assessment that takes relevant control measures into account, an appropriate authority may, to the extent provided for under paragraph 6, either allow the use of bovine animals until the end of their productive lives or apply other means of offering an equivalent level of protection.]

2 Pending the implementation of the measures referred to in paragraph 1(b) and (c), the holding on which the animal was present when the presence of a TSE was confirmed shall be placed under official control and all movement of animals susceptible to TSEs and products of animal origin derived from them from or to the holding shall be subject to authorisation by the competent authority, with a view to ensuring immediate tracing and identification of the animals and products of animal origin concerned.

If there is evidence that the holding where the affected animal was present when the TSE was confirmed is not likely to be the holding where the animal was exposed to the TSE, the competent authority may decide that both holdings or only the holding of exposure shall be placed under official control.

[^{F4}3 To the extent provided for under paragraph 6, an appropriate authority that has implemented a substitute scheme offering equivalent safeguards may, in derogation from the requirements of paragraph 1(b) and (c), be exempted from the requirement to apply official restrictions on the movement of animals and from the requirement to kill or destroy animals.]

4 Owners shall be compensated without delay for the loss of the animals that have been killed or products of animal origin destroyed ^{F5}....

^{F6}5

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 999/2001 of the European Parliament and of the Council, Article 13. (See end of Document for details)

[^{F76} The appropriate authority may by regulations make rules for the implementation of this Article.]

Textual Amendments

- F1** Substituted by Regulation (EC) No 1923/2006 of the European Parliament and of the Council of 18 December 2006 amending Regulation (EC) No 999/2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies (Text with EEA relevance).
- F2** Words in Art. 13(1)(a)(c) substituted (31.12.2020) by The Animals (Legislative Functions) (EU Exit) Regulations 2019 (S.I. 2019/588), regs. 1, **4(11)(a)(i)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 13(1) substituted (31.12.2020) by The Animals (Legislative Functions) (EU Exit) Regulations 2019 (S.I. 2019/588), regs. 1, **4(11)(a)(ii)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Art. 13(3) substituted (31.12.2020) by The Animals (Legislative Functions) (EU Exit) Regulations 2019 (S.I. 2019/588), regs. 1, **4(11)(b)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 13(4) omitted (31.12.2020) by virtue of The Transmissible Spongiform Encephalopathies and Animal By-Products (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/170), regs. 1, **2(9)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Art. 13(5) omitted (31.12.2020) by virtue of The Transmissible Spongiform Encephalopathies and Animal By-Products (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/170), regs. 1, **2(9)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Art. 13(6) substituted (31.12.2020) by The Animals (Legislative Functions) (EU Exit) Regulations 2019 (S.I. 2019/588), regs. 1, **4(11)(c)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 999/2001 of the European Parliament and of the Council, Article 13.