

Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing (Text with EEA relevance)

## CHAPTER VI

### NON-COMPLIANCE, PENALTIES AND IMPLEMENTING POWERS

#### *Article 22*

##### **Non-compliance**

1 For the purpose of Article 54 of Regulation (EC) No 882/2004, the competent authority may in particular:

- a require business operators to amend their standard operating procedures and, in particular, slow down or stop production;
- b require business operators to increase the frequency of the checks referred to in Article 5 and amend the monitoring procedures referred to in Article 16;
- c suspend or withdraw certificates of competence issued under this Regulation from a person who no longer shows sufficient competence, knowledge or awareness of his/her tasks to carry out the operations for which the certificate was issued;
- d suspend or withdraw the delegation of power referred to in Article 21(2);
- e require the amendment of the instructions referred to in Article 8 with due regard to the scientific opinions provided pursuant to Article 20(1)(b).

2 When a competent authority suspends or withdraws a certificate of competence, it shall inform the granting competent authority of its decision.

#### *Article 23*

##### **Penalties**

The Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for must be effective, proportionate and dissuasive. The Member States shall notify those provisions to the Commission by 1 January 2013 and shall notify it without delay of any subsequent amendment affecting them.

#### *Article 24*

##### **Implementing rules**

Any detailed rules necessary for the implementation of this Regulation may be adopted in accordance with the procedure referred to in Article 25(2).

*Article 25***Committee procedure**

1 The Commission shall be assisted by the Standing Committee on the Food Chain and Animal Health, established by Article 58 of Regulation (EC) No 178/2002.

2 Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply.

The period referred to in Article 5(6) of Decision 1999/468/EC shall be set at three months.