

Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof and amending Regulation (EU) No 652/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding ('Animal Breeding Regulation') (Text with EEA relevance)

## CHAPTER XIII U.K.

### *Final Provisions*

#### Article 64 U.K.

#### **Repeals and transitional measures**

1 Directives 87/328/EEC, 88/661/EEC, 89/361/EEC, 90/118/EEC, 90/119/EEC, 90/427/EEC, 91/174/EEC, 94/28/EC and 2009/157/EC and Decision 96/463/EC are repealed.

2 References to the repealed Directives and to the repealed Decision shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex VII to this Regulation.

3 Article 8(1) of Directive 90/427/EEC shall continue to apply until 21 April 2021.

4 Breeders' organisations, breeding organisations, breeders' associations, private undertakings, other organisations or associations which have been approved or recognised in accordance with the repealed acts referred to in paragraph 1 shall be considered to have been recognised in accordance with this Regulation; in all other respects, they shall be subject to the rules provided for in this Regulation.

5 Breeding programmes carried out by the operators referred to in paragraph 4 shall be considered to have been approved in accordance with this Regulation; in all other respects, they shall be subject to the rules provided for in this Regulation.

6 Where operators referred to in paragraph 4 already carry out breeding programmes in a Member State other than the Member State where their approval or recognition was granted under the repealed acts referred to in paragraph 1, those operators shall inform the competent authority which has granted the approval or recognition about those activities.

The competent authority referred to in the first subparagraph shall inform the relevant competent authority of that other Member State about the carrying out of those activities.

7 Where, before 19 July 2016, an operator referred to in paragraph 4 maintains, in accordance with the repealed acts referred to in paragraph 1, a breeding book with a specific section where purebred breeding animals of a breed of the porcine species from another Member State or a third country having specific characteristics distinguishing them from the population of that breed covered by the breeding programme carried out by that operator are entered, that operator may continue to maintain that specific section.

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*Status: Point in time view as at 08/06/2016.*

*Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) 2016/1012 of the European Parliament and of the Council, CHAPTER XIII. (See end of Document for details)*

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Article 65 **U.K.**

**Amendments to Regulation (EU) No 652/2014**

Article 30 of Regulation (EU) No 652/2014 is amended as follows:

- (1) the heading is replaced by the following:

European Union reference laboratories and centres;
- (2) paragraph 1 is replaced by the following:
  1. Grants may be awarded to the European Union reference laboratories referred to in Article 32 of Regulation (EC) No 882/2004 and to the European Union reference centres referred to in Article 29 of Regulation (EU) 2016/1012 of the European Parliament and of the Council<sup>(1)</sup> for the costs that they incur in implementing the work programmes approved by the Commission.;
- (3) in paragraph 2, point (a) is replaced by the following:
  - (a) costs of personnel, regardless of their status, directly involved in activities of the laboratories or centres which are carried out in their capacity as European Union reference laboratory or centre.;

Article 66 **U.K.**

**Amendments to Directive 89/608/EEC**

Directive 89/608/EEC is amended as follows:

- (1) the title is replaced by the following:

Council Directive 89/608/EEC of 21 November 1989 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of legislation on veterinary matters;
- (2) Article 1 is replaced by the following:

*Article 1*

The Directive lays down the ways in which the competent authorities responsible in the Member States for monitoring legislation on veterinary matters shall cooperate with those in the other Member States and with the relevant Commission departments in order to ensure compliance with such legislation.;
- (3) in Article 2(1), the second indent is deleted;
- (4) in Article 4(1), the first indent is replaced by the following:

— communicate to the applicant authority all information, attestations, documents or certified copies thereof in its possession or which it can obtain as prescribed in paragraph 2 and which are such as to enable it to check that the provisions laid down in legislation on veterinary matters have been complied with.;
- (5) Article 5(1) is replaced by the following:

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1. At the request of the applicant authority, the requested authority shall, while observing the rules in force in the Member State in which it is situated, notify the applicant authority or have it notified of all instruments or decisions which emanate from the competent authorities and concern the application of legislation on veterinary matters.;

(6) Article 7 is replaced by the following:

*Article 7*

At the request of the applicant authority, the requested authority shall supply to it any relevant information in its possession or which it obtains in accordance with Article 4(2), in particular in the form of reports and other documents or certified copies of or extracts from such reports or documents, concerning operations actually detected which appear to the applicant authority to be contrary to legislation on veterinary matters.;

(7) Article 8(2) is replaced by the following:

2. Where they consider it useful in connection with compliance with the legislation on veterinary matters, the competent authorities of each Member State shall:

- a as far as possible keep the watch referred to in Article 6 or arrange for such watch to be kept;
- b communicate to the competent authorities of the other Member States concerned as soon as possible all available information, in particular in the form of reports and other documents or copies of or extracts from such reports or documents, concerning operations which are or appear to them to be contrary to legislation on veterinary matters, and particularly the means or methods used to carry out such operations.;

(8) Article 9 is replaced by the following:

*Article 9*

1 The competent authorities of each Member State shall communicate to the Commission as soon as it is available to them:

- a any information they consider useful concerning:
  - goods which have been or are suspected of having been the subject of transactions contrary to legislation on veterinary matters,
  - the methods or processes used or suspected of having been used to contravene such legislation;
- b any information on deficiencies of, or lacunae in, the said legislation which application thereof has revealed or suggested.

2 The Commission shall communicate to the competent authorities of each Member State, as soon as it is available to it, any information which is such as to enable compliance with legislation on veterinary matters to be enforced.;

(9) Article 10 is amended as follows:

(a) in paragraph 1, the introductory phrase is replaced by the following:

1. Where the competent authorities of a Member State become aware of operations which are, or appear to be, contrary to the rules on veterinary matters and which are of particular interest at Union level, and in particular.;

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- (b) paragraph 3 is replaced by the following:
  - 3. Information relating to natural or legal persons shall be communicated as provided for in paragraph 1 only to the extent strictly necessary to enable operations which are contrary to legislation on veterinary matters to be noted.;
- (10) in Article 11, the introductory phrase is replaced by the following:
 

The Commission and the Member States meeting within the Standing Veterinary Committee shall.;
- (11) in Article 15(2), the first subparagraph is replaced by the following:
  - 2. Paragraph 1 shall not impede the use of information obtained pursuant to this Directive in any legal actions or proceedings subsequently instituted for failure to comply with legislation on veterinary matters on or in the prevention and discovery of irregularities detrimental to Union funds..

*Article 67* U.K.

### Amendments to Directive 90/425/EEC

Directive 90/425/EEC is amended as follows:

- (1) the title is replaced by the following:
 

Council Directive 90/425/EEC of 26 June 1990 concerning veterinary checks applicable in intra-Union trade in certain live animals and products with a view to the completion of the internal market;
- (2) in Article 1, the second paragraph is deleted;
- (3) Article 2 is amended follows:
  - (a) point 2 is deleted;
  - (b) point 6 is replaced by the following:
    - 6. “competent authority” shall mean the central authority of a Member State competent to carry out veterinary checks or any authority to which it has delegated that competence;;
- (4) in Article 3(1), the second subparagraph of point (d) is replaced by the following:
 

Those certificates or documents, issued by the official veterinarian responsible for the holding, centre or organisation of origin must accompany the animals and products to their destination.;
- (5) Article 4 is amended as follows:
  - (a) in paragraph 1, point (a) is replaced by the following:
    - (a) the holders of livestock and products referred to in Article 1 comply with the national or Union health requirements referred to in this Directive at all stages of production and marketing;;
  - (b) paragraph 3 is replaced by the following:

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3. Member States of dispatch shall take the appropriate measures to penalise any infringement of veterinary legislation by natural or legal persons where it is found that Union rules have been infringed, and in particular where it is found that certificates, documents or identification marks do not correspond to the status of the animals or to their holdings of origin or to the actual characteristics of the products.;

- (6) Article 19 is deleted;
- (7) in Annex A, Chapter II is deleted.

Article 68 **U.K.**

### **Transposition**

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with Articles 66 and 67 by 1 November 2018. They shall immediately communicate the text of those measures to the Commission.

When Member States adopt those measures, they shall contain a reference to this Regulation or be accompanied by such a reference on the occasion of their official publication. They shall also include a statement that references in existing laws, regulations and administrative provisions to the Directives repealed by this Regulation shall be construed as references to this Regulation. Member States shall determine how such reference is to be made and how that statement is to be formulated.

Article 69 **U.K.**

### **Entry into force and applicability**

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 November 2018.

Article 65 shall apply from 19 July 2016.

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- (1) Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof and amending Regulation (EU) No 652/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding (“Animal Breeding Regulation”) ([OJ L 171, 29.6.2016, p. 66](#)).’;

**Status:**

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**Changes to legislation:**

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