

Regulation (EU) 2016/429 of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') (Text with EEA relevance)

## PART IV

### REGISTRATION, APPROVAL, TRACEABILITY AND MOVEMENTS

#### TITLE I

### TERRESTRIAL ANIMALS, GERMINAL PRODUCTS AND PRODUCTS OF ANIMAL ORIGIN FROM TERRESTRIAL ANIMALS

#### CHAPTER 3

#### *Movements within the Union of kept terrestrial animals*

##### *Section 2*

#### *Movements between Member States*

##### *Article 126*

#### **General requirements for movements of kept terrestrial animals between Member States**

1 Operators shall only move kept terrestrial animals to another Member State if the animals in question fulfil the following conditions:

- a they show no disease symptoms;
- b they come from a registered or approved establishment:
  - (i) where there are no abnormal mortalities with an undetermined cause;
  - (ii) which is not subject to movement restrictions affecting the species to be moved in accordance with the rules laid down in Article 55(1), point (a) of Article 61(1), Article 62, point (c) of Article 65(1), Article 74(1) and Article 79 and the rules adopted pursuant to Article 55(2), Articles 63 and 67, Articles 71(3), 74(4), and 83(2) or the emergency measures provided for in Articles 257 and 258 and any rules adopted pursuant to Article 259, unless derogations from movement restrictions have been granted in accordance with those rules;
  - (iii) which is not situated in a restricted zone in accordance with rules laid down in point (f)(ii) of Article 55(1), Articles 64 and 65, Article 74(1), Article 79 and any rules adopted pursuant to Article 67, Article 71(3), Article 74(4) and Article 83(2) or the emergency measures provided for in Articles 257 and 258 and any rules adopted pursuant to Article 259, unless derogations have been granted in accordance with those rules;

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*Changes to legislation: There are outstanding changes not yet made to Regulation (EU) 2016/429 of the European Parliament and of the Council. 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*

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- c they have not been in contact with kept terrestrial animals which are subject to movement restrictions as referred to in point (b)(ii) and (iii) or kept terrestrial animals of a listed species of a lower health status, for an adequate period of time prior to the date of the intended movement to another Member State, thereby minimising the possibility of spreading disease, taking into account the following matters:
    - (i) the incubation period and routes of transmission of the listed diseases and emerging diseases in question;
    - (ii) the type of establishment concerned;
    - (iii) the species and category of kept terrestrial animals moved;
    - (iv) other epidemiological factors;
  - d they fulfil the relevant requirements provided for in Sections 3 to 8 (Articles 130 to 154).
- 2 Operators shall take all necessary measures to ensure that kept terrestrial animals moved to another Member State are consigned directly to their place of destination in that other Member State unless they need to stop at a place of resting for animal welfare reasons.

#### *Article 127*

#### **Obligations of operators at the place of destination**

- 1 Operators of establishments and slaughterhouses receiving kept terrestrial animals from another Member State shall:
- a check that:
    - (i) the means or methods of identification provided for in point (a) of Article 112, point (a) of Article 113(1), points (a) and (b) Article 114(1), point (a) of Article 115 and point (a) of Article 117 and the rules adopted pursuant to Articles 118 and 120 are in place;
    - (ii) the identification documents provided for in point (b) of Article 112, point (b) of Article 113(1), point (c) of Article 114(1), point (b) of Article 117 and the rules adopted pursuant to Articles 118 and 120 are in place and are correctly completed;
  - b check that the animal health certificates provided for in Article 143 and in any rules adopted pursuant to points (b) and (c) of Article 144(1) or the self-declaration documents provided for in Article 151 and the rules adopted pursuant to Article 151(3) and (4) are in place;
  - c inform the competent authority of the place of destination, after checking the kept terrestrial animals received, of any irregularity with regard to:
    - (i) the kept terrestrial animals received;
    - (ii) the means or methods of identification referred to in point (a)(i);
    - (iii) the documents referred to in points (a)(ii) and (b).
- 2 In the event of any irregularity as referred to in point (c) of paragraph 1, the operator shall isolate the animals concerned by that irregularity until the competent authority of the place of destination has taken a decision regarding them.

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#### *Article 128*

### **Prohibition on movements of kept terrestrial animals for disease eradication purposes outside the territory of a Member State**

Operators shall not move kept terrestrial animals intended to be slaughtered for disease eradication purposes as part of an eradication programme, as provided for in Article 31(1) or (2), to another Member State unless the Member State of destination and, where relevant, the Member State of passage authorise the movement in advance.

#### *Article 129*

### **General requirement applicable to operators in respect of movements of kept terrestrial animals passing through Member States but intended for export from the Union to third countries or territories**

Operators shall ensure that kept terrestrial animals intended for export to a third country or territory and passing through the territory of another Member State fulfil the requirements laid down in Articles 124, 125, 126 and 128.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 17(1A) words substituted by [S.I. 2021/1273 reg. 8Sch. 2 para. \(t\)](#)