

Commission Implementing Regulation (EU) 2018/659 of 12 April
2018 on the conditions for the entry into the Union of live equidae
and of semen, ova and embryos of equidae (Text with EEA relevance)

SECTION 5

***General requirements for the testing and vaccination of equidae
intended for entry into the Union and of donor equidae whose
semen, ova or embryos are intended for entry into the Union***

Article 12

Testing upon arrival in the Union

1 Where a test carried out, in or on behalf of the Member State of entry, on a sample taken in accordance with Article 4 of Decision 97/794/EC does not confirm the result of a laboratory test attested in a health certificate accompanying equidae or semen, ova or embryos of equidae arriving in the Union, as set out in Annex II or III to this Regulation, the competent authority of that Member State of entry shall ensure that the test is repeated in the national reference laboratory designated for the disease concerned in accordance with Article 4(1) of Regulation (EC) No 882/2004 of the European Parliament and of the Council⁽¹⁾.

2 Where the measures provided for in paragraph 1 do not result in a conclusive outcome of the checks for compliance carried out in accordance with Article 4 of Decision 97/794/EC, the competent authority referred to in paragraph 1 shall ensure that the sample referred to in that paragraph is subjected to definitive testing as follows:

- a for African horse sickness, in the European Union reference laboratory for African horse sickness designated in accordance with Council Directive 92/35/EEC⁽²⁾;
- b for the diseases referred to in Article 11(1), in the European Union reference laboratory for equine diseases other than African horse sickness, designated in accordance with Regulation (EC) No 180/2008.

Status: This is the original version as it was originally adopted in the EU. This legislation may since have been updated - see the latest available (revised) version

- (1) Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules ([OJ L 165, 30.4.2004, p. 1](#)).
- (2) Council Directive 92/35/EEC of 29 April 1992 laying down control rules and measures to combat African horse sickness ([OJ L 157, 10.6.1992, p. 19](#)).