

Commission Delegated Regulation (EU) 2019/2035 of 28 June 2019 supplementing Regulation (EU) 2016/429 of the European Parliament and of the Council as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs (Text with EEA relevance)

PART II

REGISTRATION, APPROVAL, REGISTERS AND RECORD-KEEPING

TITLE I

REGISTRATION AND APPROVAL OF TRANSPORTERS AND OPERATORS OF ESTABLISHMENTS BY THE COMPETENT AUTHORITY

CHAPTER 1

Registration of transporters of kept terrestrial animals other than ungulates for transport between Member States and for transport to third countries

Article 3

Registration obligations of transporters of kept dogs, cats and ferrets, and poultry

1 Transporters engaged in the transportation of kept dogs, cats and ferrets, and poultry between Member States or between a Member State and a third country shall, in order to be registered in accordance with Article 93 of Regulation (EU) 2016/429, before they commence such activities provide the competent authority with information on:

- a the name and address of the transporter concerned;
- b the species for which transportation is planned;
- c the type of transport;
- d the means of transport.

2 Transporters of kept dogs, cats and ferrets, as referred to in paragraph 1, shall inform the competent authority of the numbers of animals for which transportation is planned.

3 Transporters of poultry, as referred to in paragraph 1, shall inform the competent authority of the categories of poultry for which transportation is planned.

4 Transporters as referred to in paragraph 1 shall inform the competent authority of any:

- a change concerning the matters referred to in paragraphs 1, 2 and 3;
- b cessation of the transport activity.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

CHAPTER 2

Approval of establishments for assembly operations of ungulates and poultry, hatcheries and establishments keeping poultry

Article 4

Derogations from the requirement to apply to the competent authority for approval for operators of establishments for assembly operations of certain equine animals and of hatcheries of captive birds

Operators of the following establishments shall not apply to the competent authority for approval of their establishments in accordance with Article 96(1) of Regulation (EU) 2016/429:

- (a) establishments for assembly operations of equine animals where those animals are gathered for the purposes of competitions, races, shows, training, collective leisure or work activities or in the context of breeding activities;
- (b) hatcheries of captive birds.

Article 5

Requirements for granting approval of establishments for assembly operations of ungulates

When granting approval of establishments for assembly operations of ungulates, from which those animals are to be moved to another Member State or which receive those animals from another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 1 of Annex I hereto:

- (a) point 1, in relation to isolation and other biosecurity measures;
- (b) point 2, in relation to facilities and equipment;
- (c) point 3, in relation to personnel;
- (d) point 4, in relation to supervision by the competent authority.

Article 6

Requirements for granting approval of establishments for assembly operations of poultry

When granting approval of establishments for assembly operations of poultry from which those animals are to be moved to another Member State or which receive those animals from another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 2 of Annex I hereto:

- (a) point 1, in relation to isolation and other biosecurity measures;
- (b) point 2, in relation to facilities and equipment;

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

- (c) point 3, in relation to personnel;
- (d) point 4, in relation to supervision by the competent authority.

Article 7

Requirements for granting approval of hatcheries

When granting approval of hatcheries from which hatching eggs of poultry or day-old chicks are to be moved to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in:

- (a) point 1 of Part 3 of Annex I, in relation to biosecurity measures;
- (b) point 2 of Part 3 of Annex I and Parts 1 and 2 of Annex II, in relation to surveillance;
- (c) point 3 of Part 3 of Annex I, in relation to facilities and equipment;
- (d) point 4 of Part 3 of Annex I, in relation to personnel;
- (e) point 5 of Part 3 of Annex I, in relation to supervision by the competent authority.

Article 8

Requirements for granting approval of establishments keeping poultry

When granting approval of establishments keeping poultry from which poultry intended for purposes other than slaughter or hatching eggs are to be moved to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in:

- (a) point 1 of Part 4 of Annex I, in relation to biosecurity measures;
- (b) point 2 of Part 4 of Annex I and Part 2 of Annex II, in relation to surveillance;
- (c) point 3 of Part 4 of Annex I, in relation to facilities and equipment.

CHAPTER 3

Approval of establishments keeping terrestrial animals

Article 9

Obligation on operators of certain type of establishments keeping terrestrial animals to apply to the competent authority for approval

Operators of the following types of establishments shall apply to the competent authority for approval in accordance with Article 96(1) of Regulation (EU) 2016/429 and shall not commence their activities until their establishment has been approved:

- (a) assembly centres of dogs, cats and ferrets from which those animals are moved to another Member State;

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

- (b) animal shelters of dogs, cats and ferrets from which those animals are moved to another Member State;
- (c) control posts;
- (d) environmentally isolated production establishments for bumble bees from which those animals are moved to another Member State;
- (e) quarantine establishments for kept terrestrial animals other than primates from which those animals are moved within the same Member State or to another Member State.

Article 10

Requirements for granting approval of assembly centres of dogs, cats and ferrets

When granting approval of assembly centres of dogs, cats and ferrets from which those animals are to be moved to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 5 of Annex I hereto:

- (a) point 1, in relation to isolation and other biosecurity measures;
- (b) point 3, in relation to facilities and equipment.

Article 11

Requirements for granting approval of animal shelters of dogs, cats and ferrets

When granting approval of animal shelters from which dogs, cats and ferrets are to be moved to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 5 of Annex I hereto:

- (a) point 2, in relation to isolation and other biosecurity measures;
- (b) point 3, in relation to facilities and equipment.

Article 12

Requirements for granting approval of control posts

When granting approval of control posts, the competent authority shall ensure that such control posts comply with the following requirements set out in Part 6 of Annex I hereto:

- (a) point 1, in relation to isolation and other biosecurity measures;
- (b) point 2, in relation to facilities and equipment.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

Article 13

Requirements for granting approval of environmentally isolated production establishments for bumble bees

When granting approval for environmentally isolated production establishments for bumble bees from which bumble bees are to be moved to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 7 of Annex I hereto:

- (a) point 1, in relation to biosecurity and surveillance measures;
- (b) point 2, in relation to facilities and equipment.

Article 14

Requirements for granting approval of quarantine establishments for kept terrestrial animals other than primates

When granting approval for quarantine establishments for kept terrestrial animals other than primates from which those animals are to be moved within the same Member State or to another Member State, the competent authority shall ensure that such establishment comply with the following requirements set out in Part 8 of Annex I hereto:

- (a) point 1, in relation to quarantine, isolation and other biosecurity measures;
- (b) point 2, in relation to surveillance and control measures;
- (c) point 3, in relation to facilities and equipment.

Article 15

Obligations on operators of quarantine establishments for kept terrestrial animals other than primates

Operators of quarantine establishments for kept terrestrial animals other than primates referred to in Article 14 shall:

- (a) [^{XI}put in place the necessary arrangements to perform veterinary post-mortem examinations in appropriate facilities in the establishment or in a laboratory;]
- (b) secure by contract or by means of another legal instrument the services of an establishment veterinarian who shall be responsible for:
 - (i) supervising the activities of the establishment and compliance with the requirements for approval laid down in Article 14;
 - (ii) reviewing the disease surveillance plan referred to in point 2(a) of Part 8 of Annex I whenever required and at least annually.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

Editorial Information

- X1** Substituted by [Corrigendum to Commission Delegated Regulation \(EU\) 2019/2035 of 28 June 2019 supplementing Regulation \(EU\) 2016/429 of the European Parliament and of the Council as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs \(Official Journal of the European Union L 314 of 5 December 2019\)](#).

CHAPTER 4

Approval of confined establishments from which terrestrial animals are to be moved within a Member State or to another Member State

Article 16

Requirements for granting approval of status of confined establishments for terrestrial animals

When granting approval of a confined establishment for terrestrial animals which are to be moved within the same Member State or to another Member State, the competent authority shall ensure that such establishments comply with the following requirements set out in Part 9 of Annex I hereto:

- (a) point 1, in relation to quarantine, isolation and other biosecurity measures;
- (b) point 2, in relation to surveillance and control measures;
- (c) point 3, in relation to facilities and equipment.

Article 17

Obligations on operators of confined establishments for terrestrial animals

Operators of confined establishments for terrestrial animals referred to in Article 16 shall:

- (a) [^{X1}put in place the necessary arrangements to perform veterinary post-mortem examinations in appropriate facilities in the establishment or in a laboratory;]
- (b) secure by contract or by means of another legal instrument the services of an establishment veterinarian who shall be responsible for:
 - (i) supervising of the activities of the establishment and compliance with the requirements for approval laid down in Article 16;
 - (ii) reviewing of the disease surveillance plan referred to in point 2(a) of Part 9 of Annex I whenever required and at least annually.

Editorial Information

- X1** Substituted by [Corrigendum to Commission Delegated Regulation \(EU\) 2019/2035 of 28 June 2019 supplementing Regulation \(EU\) 2016/429 of the European Parliament and of the Council as regards](#)

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rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs (Official Journal of the European Union L 314 of 5 December 2019).

TITLE II

REGISTERS TO BE KEPT BY THE COMPETENT AUTHORITY OF REGISTERED AND APPROVED TRANSPORTERS AND OPERATORS OF ESTABLISHMENTS

CHAPTER I

Registers of establishments, transporters and operators registered with the competent authority

Article 18

Information obligation of the competent authority as regards registers of establishments of kept terrestrial animals and hatcheries

The competent authority shall include in its register of establishments of kept terrestrial animals and of hatcheries registered with it the following information for each establishment:

- (a) the unique registration number assigned to it;
- (b) the date of registration with the competent authority;
- (c) the name and address of the operator of the establishment;
- (d) the address and geographical coordinates (latitude and longitude) of the location of the establishment;
- (e) a description of its facilities;
- (f) the type of establishment;
- (g) the species, categories and numbers of terrestrial animals or hatching eggs which are kept on the establishment;
- (h) the period during which animals or hatching eggs are kept on the establishment if it is not continuously occupied, including seasonal occupation or occupation during particular events;
- (i) the health status of the establishment where one has been assigned to it by the competent authority;
- (j) the restrictions on movements of animals, hatching eggs or products to and from the establishment, where such restrictions are applied by the competent authority;
- (k) the date of any cessation of activity when the operator has informed the competent authority thereof.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

Article 19

Information obligation of the competent authority as regards registers of transporters of kept ungulates, dogs, cats and ferrets, and poultry

1 The competent authority shall include, in its register of transporters engaged in the transportation between Member States or between a Member State and a third country of kept ungulates, dogs cats and ferrets, and poultry, registered with it, the following information for each transporter:

- a the unique registration number assigned to it;
- b the date of registration with the competent authority;
- c the name and address of the operator;
- d the species for which transportation is planned;
- e the type of transport;
- f the means of transport;
- g the date of any cessation of activity when the operator has informed the competent authority thereof.

2 For each transporter of kept ungulates, dogs cats and ferrets, as referred to in paragraph 1, the competent authority shall include information in its register of transporters on the number of animals for which transportation is planned.

3 For each transporter of poultry as referred to in paragraph 1, the competent authority shall include information in its register of transporters on the categories of poultry for which transportation is planned.

Article 20

Information obligation of the competent authority as regards registers of operators conducting assembly operations for kept ungulates and poultry independently of an establishment

The competent authority shall include in its register of operators conducting assembly operations for kept ungulates and poultry registered with it, independently of an establishment, including those who buy and sell those animals, the following information for each operator:

- (a) the unique registration number assigned to it;
- (b) the date of registration with the competent authority;
- (c) the name and address of the operator;
- (d) the species and categories of kept ungulates and poultry to be assembled;
- (e) the date of any cessation of activity when the operator has informed the competent authority thereof.

CHAPTER 2

Registers of establishments approved by the competent authority

Article 21

Information obligation of the competent authority as regards registers of approved establishments

The competent authority shall include in its register of approved establishments referred to in Chapters 2, 3 and 4 of Title I of Part II, the following information for each establishment:

- (a) the unique approval number assigned by the competent authority;
- (b) the date of approval granted by the competent authority or of any suspension or withdrawal of such approval;
- (c) the name and address of the operator;
- (d) the address and geographical coordinates (latitude and longitude) of the location of the establishment;
- (e) a description of its facilities;
- (f) the type of establishment;
- (g) the species, categories and numbers of terrestrial animals or hatching eggs or day-old chicks kept on the establishment;
- (h) the period during which animals are kept on the establishment if it is not continuously occupied, including seasonal occupation or occupation during particular events;
- (i) the health status assigned to the establishment if one is assigned by the competent authority;
- (j) the restrictions imposed on movements of animals or germinal products to and from the establishment by the competent authority, where such restrictions are imposed;
- (k) the date of any cessation of activity when the operator has informed the competent authority thereof.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

TITLE III

RECORD-KEEPING OBLIGATIONS OF OPERATORS IN ADDITION TO THOSE PROVIDED FOR IN REGULATION (EU) 2016/429

CHAPTER 1

Operators of establishments registered or approved with the competent authority

Article 22

Record-keeping obligations of operators of all establishments keeping terrestrial animals

Operators of all registered or approved establishments keeping terrestrial animals shall record the following information:

- (a) the identification code of each identified animal as displayed by means of identification, where applied, kept on the establishment;
- (b) the unique registration or approval number of the establishment of origin of the animals, where they originate in another establishment;
- (c) the unique registration or approval number of the establishment of destination of the animals, where they are destined for another establishment.

Article 23

Record-keeping obligations of operators of establishments keeping bovine, ovine, caprine and porcine animals

1 Operators of registered establishments keeping bovine, ovine, caprine and porcine animals shall record the following information concerning those animals:

- a the date of birth of each animal kept on the establishment;
- b the date of natural death, slaughter or loss of each animal on the establishment;
- c the type of electronic identifier or tattoo and its location, if applied to the animal;
- d the initial identification code of each identified animal, where such code has been changed and the reason for that change.

2 Operators of establishments keeping ovine and caprine animals, shall record the information referred to in paragraph 1(a) in a format of the year of the birth of each such animal kept on the establishment.

3 Operators of establishments keeping porcine animals shall be exempted from recording the information referred to in paragraph 1(a).

4 Where ovine, caprine or porcine animals kept on the establishment are only identified by the unique identification number of their establishment of birth, the operators of establishments shall record the information referred to in paragraph 1 for each group of animals having the same unique identification number of their establishment of birth and the total number of animals in that group.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

5 Where porcine animals kept on the establishment are not identified in accordance with Article 53, the operators of establishments shall:

- a not be required to record the information referred to in paragraph 1;
- b record for each group of animals moved from their establishment, the information referred to in Article 102(1)(b) of Regulation (EU) 2016/429 and the total number of animals in that group.

Article 24

Record-keeping obligations of operators of establishments keeping equine animals

Operators of registered establishments keeping equine animals shall record the following information for each kept equine animal:

- (a) the unique code;
- (b) the date of birth on the establishment;
- (c) the date of natural death, loss or slaughter on the establishment.

Article 25

Record-keeping obligations of operators of establishments keeping poultry and captive birds

Operators of registered or approved establishments keeping poultry and operators of establishments keeping captive birds shall record the following information:

- (a) the production performances for poultry;
- (b) the morbidity rate for the poultry and captive birds on the establishment together with information concerning the cause.

Article 26

Record-keeping obligations of operators of establishments keeping dogs, cats and ferrets

Operators of registered establishments keeping dogs, cats and ferrets shall record the following information for each such animal:

- (a) the date of birth;
- (b) the date of death or loss on the establishment.

Article 27

Record-keeping obligations of operators of establishments keeping honeybees

Operators of registered establishments keeping honeybees shall record for each apiary the details of temporary transhumance, if any, of the kept beehives, comprising information covering at least the place of each transhumance, its date of start and finish, and the number of the beehives moved.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

Article 28

Record-keeping obligations of operators of travelling circuses and animal acts

Operators of registered travelling circuses and animal acts shall record the following information for each animal:

- (a) the date of death or loss of the animal on the establishment;
- (b) the name and address of the operator having responsibility for the animals or the pet owner;
- (c) details on the movements of travelling circuses and animal acts.

Article 29

Record-keeping obligations of operators of animal shelters for dogs, cats and ferrets

Operators of approved animal shelters for dogs, cats and ferrets shall record the following information for each such animal:

- (a) the estimated age and sex, breed or colour of coat;
- (b) the date of application or the date of reading of the injectable transponder;
- (c) the observations made on incoming animals during the isolation period;
- (d) the date of death or loss on the establishment.

Article 30

Record-keeping obligations of operators of control posts

Operators of approved control posts shall record the licence plate number or registration number of the means of transport unloading animals and the unique registration number of the transporter where available.

Article 31

Record-keeping obligations of operators of quarantine establishments for kept terrestrial animals other than primates

Operators of approved quarantine establishments for kept terrestrial animals other than primates shall record the following information:

- (a) the estimated age and sex of animals kept on the establishment;
- (b) the licence plate number or registration number of the means of transport unloading and loading animals and the unique registration number of the transporter where available;
- (c) details of the implementation and results of the disease surveillance plan provided for in point 2(a) of Part 8 of Annex I;

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

- (d) the results of clinical and laboratory tests and of post-mortem testing provided for in point 2(b) of Part 8 of Annex I;
- (e) details of the vaccination and treatment of susceptible animals provided for in point 2(c) of Part 8 of Annex I;
- (f) instructions, if any, of the competent authority as regards observations made during any isolation or quarantine period.

Article 32

Record-keeping obligations of operators of confined establishments

Operators of approved confined establishments shall record the following additional information:

- (a) the estimated age and sex of animals kept on the establishment;
- (b) the licence plate number or registration number of the means of transport unloading and loading animals and the unique registration number of the transporter where available;
- (c) details of the implementation and results of the disease surveillance plan provided for in point 2(a) of Part 9 of Annex I;
- (d) the results of clinical, laboratory tests and post-mortem testing provided for in point 2(b) of Part 9 of Annex I;
- (e) details of the vaccination and treatment of susceptible animals provided for in point 2(c) of Part 9 of Annex I;
- (f) details of isolation or quarantine of incoming animals, instructions, if any, of the competent authority as regards isolation and quarantine and observations made during any isolation or quarantine period.

CHAPTER 2

Hatcheries

Article 33

Record-keeping obligations of operators of hatcheries

Operators of registered or approved hatcheries shall record the following information for each flock:

- (a) the species and number of day-old chicks or hatchlings of other species or hatching eggs kept at the hatchery;
- (b) movements of day-old chicks, hatchlings of other species and hatching eggs into and out of their establishments, stating as appropriate:
 - (i) their place of origin or intended destination, including the unique registration or approval number of the establishment as appropriate;

*Changes to legislation: There are currently no known outstanding effects for the Commission
Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)*

- (ii) the dates of such movements;
- (c) the number of incubated eggs which have not hatched and their intended destination, including the unique registration or approval number of the establishment as appropriate;
- (d) hatching yields;
- (e) details of any vaccination programmes.

CHAPTER 3

Transporters registered with the competent authority

Article 34

Record-keeping obligations of registered transporters of kept terrestrial animals

Registered transporters shall record the following additional information for each means of transport used for the transport of kept terrestrial animals:

- (a) the licence plate number or registration number;
- (b) the dates and times of loading of the animals at the establishment of origin;
- (c) the name, address and unique registration or approval number of each establishment visited;
- (d) the dates and times of unloading of animals at the establishment of destination;
- (e) the dates and the places of cleaning, disinfection and disinfestation of the means of transport;
- (f) the reference numbers of the documents accompanying the animals.

CHAPTER 4

Operators conducting assembly operations

Article 35

Record-keeping obligations of operators of establishments of assembly operations of kept ungulates and poultry

Operators of registered or approved establishments for assembly operations of kept ungulates and poultry shall record the following information:

- (a) the date of death and loss of animals on the establishment;
- (b) the licence plate number or registration number of the means of transport loading or unloading the animals and the unique registration number of the transporter of those animals where available;

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II. (See end of Document for details)

- (c) the reference numbers of the documents required to accompany animals.

Article 36

Record-keeping obligations of operators conducting assembly operations of kept ungulates and poultry independently of an establishment

Registered operators conducting assembly operations for kept ungulates and poultry independently of an establishment shall record the following information for each animal subject to purchase:

- (a) the unique approval or registration number of the establishment for assembly operations through which the animal has passed after leaving the establishment of origin and prior to its purchase, where available;
- (b) the date of purchase;
- (c) the name and address of the purchaser of the animal;
- (d) the licence plate or registration number of the means of transport loading or unloading the animals and the unique registration number of the transporter, where available;
- (e) the reference numbers of the documents required to accompany the animals.

Article 37

Record-keeping obligations of operators of assembly centres of dogs, cats and ferrets

Operators of approved assembly centres of dogs, cats and ferrets shall record the licence plate number or registration number of the means of transport loading or unloading the animals and the unique registration number of the transporter, where available.

Changes to legislation:

There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/2035, PART II.