

Commission Delegated Regulation (EU) 2020/692 of 30 January 2020 supplementing Regulation (EU) 2016/429 of the European Parliament and of the Council as regards rules for entry into the Union, and the movement and handling after entry of consignments of certain animals, germinal products and products of animal origin (Text with EEA relevance)

## PART II

### **ANIMAL HEALTH REQUIREMENTS FOR ENTRY INTO THE UNION OF KEPT TERRESTRIAL ANIMALS AS REFERRED TO IN ARTICLES 3 AND 5**

#### TITLE 1

#### **GENERAL ANIMAL HEALTH REQUIREMENTS FOR KEPT TERRESTRIAL ANIMALS**

##### *Article 11*

#### **The residency period required for kept terrestrial animals**

Consignments of kept terrestrial animals other than dogs, cats and ferrets, shall only be permitted to enter the Union subject to compliance with the following requirements:

- (a) the animals complied with the relevant residency period set out in the following tables of Annex III for a continuous period of time immediately prior to the date of dispatch to the Union:
  - (i) Table 1 in the case of ungulates, honeybees and bumble bees;
  - (ii) Table 2 in the case of poultry and captive birds;
- (b) the animals:
  - (i) remained continuously in the third country or territory of origin or zone thereof during the period indicated in the second column of Table 1 in Annex III and the third column of Table 2 in Annex III;
  - (ii) remained continuously in the establishment of origin, and no animals were introduced into that establishment during the period indicated in the third column of Table 1 in Annex III and the fourth column of Table 2 in Annex III;
  - (iii) had no contact with animals of a lower health status during the period indicated in the fourth column of Table 1 in Annex III and the fifth column of Table 2 in Annex III.

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## Article 12

### **Derogations regarding the residency period for registered horses for competition, races and cultural events**

1 By way of derogation of point (b)(i) of Article 11, equine animals other than equine animals intended for slaughter shall be regarded as complying with the residency period provided for in Table 1 of Annex III, if prior to their dispatch to the Union they have been resident during the period indicated in the second column of Table 1 of Annex III in addition to the third country or territory of origin or zone thereof also in:

a a Member State;

or

b in case of registered horses, a listed third country or territory of intermediate residency, or zone thereof, from where the entry into the Union of registered horses is authorised for that purpose and provided that they were introduced into the third country or territory of origin, or zone thereof, in accordance with animal health requirements providing animal health guarantees at least as stringent as those applicable to the direct entry into the Union of registered horses for competition and races from that third country or territory of intermediate residence, or zone thereof.

2 By way of derogation from point (b)(ii) of Article 11, registered horses for competition, races and cultural equestrian events shall be regarded as complying with the residency requirements provided for in the third column of Table 1 of Annex III if they have been resident in the third country of origin or the third country of intermediate residence in establishments other than the establishment of origin provided that the other establishments:

- a have been under supervision of the official veterinarian in a third country or territory;
- b were not subject to national restriction measures for animal health reasons, including restrictions relating to the relevant diseases referred to in Annex I and relevant emerging diseases;
- c comply with the animal health requirements laid down in Article 23.

3 Also by way of derogation from point (b)(ii) of Article 11, registered horses for competition, races and cultural equestrian events that have had contact with equine animals which were entered into the third country, territory or zone thereof from another third country territory, or zone thereof, or from another zone in the third country or territory of origin shall be permitted to enter the Union provided that:

- a those equine animals were introduced into the third country or territory of origin or zone thereof in accordance with animal health requirements at least as stringent as those applicable to the direct entry into the Union of those equine animals;
- b the possibility of direct contact with other animals is limited to the period of the competition, races or cultural equestrian events and the related training, warm-up and pre-racing presentation.

## Article 13

### **Inspection of terrestrial animals prior to dispatch to the Union**

1 Consignments of terrestrial animals shall only be permitted to enter the Union if the animals of the consignment have been subjected to a clinical inspection, carried out by an official veterinarian in the third country or territory of origin or zone thereof within the period of 24

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hours prior to the time of loading for dispatch to the Union for the purpose of the detection of signs indicative of the occurrence of diseases, including the relevant listed diseases referred to in Annex I and emerging diseases.

In the case of poultry and captive birds, that inspection shall cover both the animals intended for dispatch to the Union and the flock of origin.

2 By way of derogation from the first subparagraph of paragraph 1, in the case of registered equine animals the inspection referred to therein may be carried out within 48 hours prior to the time of loading for dispatch to the Union or on the last working day prior to dispatch to the Union.

3 By way of derogation from the first subparagraph of paragraph 1, in the case of dogs, cats and ferrets the inspection referred to therein may be carried out within the period of 48 hours prior to the time of loading for dispatch to the Union.

#### *Article 14*

#### **General rules for the dispatch to the Union of terrestrial animals**

1 Consignments of terrestrial animals shall only be permitted to enter the Union if, from the time of loading at the establishment of origin for dispatch to the Union until the time of their arrival in the Union, the animals of the consignment have not been in contact with other terrestrial animals of:

- a the same species, not intended for entry into the Union;
- b other species listed for the same diseases, not intended for entry into the Union;
- c a lower health status.

2 When transported by air, sea, railway, road or on foot, the consignments referred to in paragraph 1 shall only be permitted to enter the Union if they have not been transported through, unloaded or transhipped in a third country or territory or zone thereof which is not listed for entry into the Union of the specific species and category of animals and their intended use in the Union.

3 When transported by sea, even for part of the journey, the consignments referred to in paragraph 1 shall only be permitted to enter the Union if they arrive to the Union accompanied by a declaration, attached to the animal health certificate accompanying the animals and signed by the master of the vessel, providing the following information:

- a the port of departure in the third country or territory of origin or zone thereof;
- b the port of arrival in the Union;
- c the ports of call, where the vessel called at ports outside the third country or territory of origin or zone thereof of the animals;
- d confirmation of compliance with the following requirements during the journey to the Union:
  - (i) the animals have remained on board;
  - (ii) the animals have not been into contact with animals of a lower health status while on board.

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## Article 15

### **Derogation for the transshipment of terrestrial animals other than equine animals in non-listed third countries or territories in the event of a technical problem or another unforeseen incident**

1 By way of derogation from Article 14(2), the competent authority shall authorise the entry into the Union of consignments of terrestrial animals, other than equine animals, which have been transhipped from the original means of transport or dispatch into another means of transport for onward travel in a third country or territory or zone thereof which is not a listed third country or territory or zone thereof for entry of the particular species and category of animals into the Union, only if the transshipment operation took place because of the occurrence of a technical problem or another unforeseen incident causing logistic problems during the transport of the animals to the Union by sea or by air, in order to complete the transport to the point of entry into Union, provided that:

- a the entry into the Union of the consignment of animals is authorised by the competent authority of the Member State of destination and, where applicable, any Member States of passage until their arrival at their place of destination in the Union;
- b the transshipment was supervised by an official veterinarian in the third country or territory throughout the operation to ensure that:
  - (i) effective protection measures against vectors of relevant animal diseases were put in place;
  - (ii) effective measures were put in place to avoid direct and indirect contact between the animals intended for entry into the Union and any other animals;
  - (iii) no feed, water or bedding, originating from a third country or territory or zone thereof which is not a listed third country or territory or zone thereof for entry of the particular species and category of animals into the Union, has been added in the means of transport for onward travel to the Union;
  - (iv) the animals of the consignment were transferred directly and as quick as possible to a vessel or aircraft for onward travel to the Union, which complies with requirements laid down in Article 17, without leaving the boundaries of the port or airport;
- c the consignment of animals is accompanied by a declaration from the competent authority of the third country or territory where the transfer took place, providing information on the transfer operation and attesting that relevant measures were put in place to comply with the requirements laid down in point (b).

2 The derogation provided for in paragraph 1 shall not apply to consignments of honeybees and bumble bees.

## Article 16

### **Derogation for the transshipment of equine animals in non-listed third countries or territories**

By way of derogation from Article 14(2), where consignments of equine animals have been transhipped to another means of transport during the transport of the animals to the Union in a third country or territory or zone thereof which is not a listed third

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country or territory or zone thereof for entry of the particular category of equine animals, those consignments shall only be permitted to enter the Union if they comply with the following requirements:

- (a) the animals of the consignment were transported to the Union by sea or by air;
- (b) the animals of the consignment were transhipped directly from the original means of transport or dispatch into the other means of transport for onward travel;
- (c) during the transhipment operation:
  - (i) effective protection against vectors of relevant animal diseases was provided and the equine animals did not come into contact with equine animals of a lower health status;
  - (ii) the animals of the consignment were transferred directly and as quickly as possible to the vessel or aircraft to be used for onward travel, which must have complied with the requirements laid down in Article 17, without leaving the boundaries of the port or airport under the direct supervision of an official veterinarian;
- (d) an official veterinarian must have certified that the consignment complied with the requirements laid down in point (a), (b) and (c).

#### *Article 17*

#### **General requirements regarding means of transport of terrestrial animals**

1 Consignments of kept terrestrial animals shall only be permitted to enter the Union if the means of transport used for their transport are:

- a constructed in such a way that:
  - (i) the animals cannot escape or fall out;
  - (ii) visual inspection of the space where animals are kept is possible;
  - (iii) the escape of animal excrements, litter or feed is prevented or minimised;
  - (iv) in the case of poultry and captive birds, the escape of feathers is prevented or minimised;
- b cleaned and disinfected, with a disinfectant authorised by the competent authority of the third country or territory of dispatch, and dried or allowed to dry immediately before every loading of animals intended for entry into the Union.

2 Paragraph 1 shall not apply to the transport of consignments of honeybees and bumble bees intended for entry into the Union.

#### *Article 18*

#### **Requirements regarding containers in which terrestrial animals are transported to the Union**

Consignments of kept terrestrial animals shall only be permitted to enter the Union if the containers in which kept terrestrial animals are transported to the Union in the means of transport:

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- (a) comply with the requirements in Article 17(1)(a);
- (b) contain only animals of the same species and category coming from the same establishment;
- (c) are either:
  - (i) unused and purpose-designed disposable containers to be destroyed after first use;
  - or
  - (ii) cleaned and disinfected and dried or allowed to dry before loading of animals intended for entry into the Union.

#### *Article 19*

#### **Movement and handling after entry of terrestrial animals**

1 Following their entry into the Union, consignments of terrestrial animals shall be transported directly without delay to:

- a their establishment of destination in the Union, where they shall remain at least for the period of time required in the relevant specific articles in Parts II to V;
- b the slaughterhouse of destination in the Union, if they are intended for slaughter, where they must be slaughtered within a period of 5 days from the date of their arrival in the Union.

2 Where the destination of the consignments of terrestrial animals entered from a third country or territory or zone thereof is a slaughterhouse, an approved quarantine establishment or a confined establishment in the Union, the transport to and arrival at the place of the destination of the consignment shall be monitored in accordance with Article 2 and 3 of Commission Delegated Regulation (EU) 2019/1666<sup>(1)</sup>.

3 Paragraphs 1 and 2 shall not apply to the entry into the Union of registered equine animals from third countries and to the re-entry after temporary export of registered horses.

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- (1) Commission Delegated Regulation (EU) 2019/1666 of 24 June 2019 supplementing Regulation (EU) 2017/625 of European Parliament and the Council as regards conditions for monitoring the transport and arrival of consignments of certain goods from the border control post of arrival to the establishment at the place of destination in the Union ([OJ L 255, 4.10.2019, p. 1](#)).

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