

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 2

ANIMAL HEALTH REQUIREMENTS FOR UNGULATES

CHAPTER 1

Specific animal health requirements for ungulates

Article 20

Dispatch of ungulates to the Union

1 Consignments of ungulates shall only be permitted to enter the Union if such consignments have been dispatched from the establishment of origin to the Union without passing through any other establishment.

2 By way of derogation of paragraph 1, consignments of ungulates coming from more than one establishment of origin may be permitted to enter the Union if the animals of the consignment have undergone a single assembly operation in the third country or territory of origin or zone thereof subject to compliance with the following conditions:

- a the ungulates belong to one of the following species and categories:
 - (i) *Bos taurus*, *Ovis aries*, *Capra hircus* or *Sus scrofa*;or
 - (ii) *Equidae* intended for slaughter;
- b the assembly operation took place in an establishment:
 - (i) approved for conducting assembly operations of ungulates by the competent authority in the third country or territory in accordance with requirements which are at least as stringent as to those laid down with Article 5 of Commission Delegated Regulation (EU) 2019/2035⁽¹⁾;
 - (ii) listed for that purpose by the competent authority of the third country or territory of dispatch, including the information provided for in Article 21 of Delegated Regulation (EU) 2019/2035;

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- (iii) where the following records are maintained up-to-date and kept for a period of at least 3 years:
 - the origin of the animals,
 - the dates of arrival and dispatch to and from the assembly centre,
 - the identification code of the animals,
 - the registration number of the establishment of origin of the animals,
 - the registration number of the transporters and the means of transport delivering or collecting the consignment of ungulates to and from that centre;
- (iv) which complies with the requirements provided for in Article 8 and Article 23(1);
- c the assembly operation in the assembly centre took no longer than 6 days; this period shall be considered as part of the timeframe for sampling for testing prior to dispatch to the Union, where such sampling is required by this Regulation;
- d the ungulates must have arrived in the Union within a period of 10 days from the date of dispatch from the establishment of origin.

Article 21

Identification of ungulates

1 Consignments of ungulates, other than equine animals, shall only be permitted to enter the Union if the animals of the consignment were individually identified prior to being dispatched from the establishment of origin, by a physical means of identification with a visible, legible and indelible display of:

- a the identification code of the animal which establishes an unequivocal link between the animal and the accompanying animal health certificate;
- b the code of the exporting country in accordance with ISO Standard 3166 in the format of two-letter code.

2 Consignments of equine animals shall only be permitted to enter the Union if the animals of the consignment were individually identified prior to being dispatched from the establishment of origin at least by one of the following methods:

- a an injectable transponder or ear tag, with a visible, legible and indelible display of:
 - (i) the identification code of the animal which establishes an unequivocal link between the animal and the accompanying animal health certificate;
 - (ii) the ISO-3166 two-digit alpha or three-digit numeric country code of the exporting country;
- b in the case of equine animals other than those intended for slaughter, an identification document, issued at the latest at the time of certification for entry into the Union, which:
 - (i) describes and depicts the animal, including the alternative methods of identification, so as to establish an unequivocal link between the animal and the accompanying identification document;
 - (ii) contains information on the individual code emitted by an implanted injectable transponder in the case where this code does not comply with the specifications in point (a).

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Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/692, TITLE 2. (See end of Document for details)

3 By way of derogation from paragraph 1, consignments of ungulates intended for confined establishments may be permitted to enter the Union if those animals are individually identified by an injectable transponder or an alternative method of identification which ensures an unequivocal link between the animal and its accompanying entry documentation.

4 Where ungulates are identified with an electronic identifier which does not comply with ISO Standards 11784 and 11785 the operator responsible for entry into the Union of the consignments of ungulates shall provide the reading device which enables at any time the verification of the identification of the animal.

Article 22

The third country or territory of origin of ungulates or zone thereof

1 Consignments of ungulates, other than equine animals, shall only be permitted to enter the Union if the animals of the consignment originate from a third country or territory or zone thereof free from the category A diseases referred to in the table set out in point 1 of Part A of Annex IV for the period referred to in that table.

2 Consignments of equine animals shall only be permitted to enter the Union if the animals of the consignment originate from a third country or territory or zone thereof:

- a free from the listed diseases referred in the table set out in point 2 of Part A of Annex IV for the period referred to in that table;
- b where none of the listed diseases referred to in the table set out in point 3 of Part A of Annex IV has been reported during the referred period.

3 The periods referred to in paragraph 1 and 2 may be reduced for diseases included in Part B of Annex IV under the relevant specific conditions referred therein.

4 Consignments of ungulates shall only be permitted to enter the Union if the animals of the consignment originate from a third country or territory or zone thereof where vaccination against the category A diseases referred to in Part C of Annex IV has not been carried out in accordance with the details set out in:

- a point 1 of that Annex in the case of ungulates, other than equine animals;
- b point 2 of that Annex in the case of equine animals.

5 As regards infection with *Mycobacterium tuberculosis* complex (*M. bovis*, *M. caprae*, *M. tuberculosis*), consignments of bovine animals shall only be permitted to enter the Union if the animals of the consignment either:

- a originate from a third country or territory or zone thereof free from that disease without vaccination;
- or
- b comply with the requirements set out in point 1 of Annex V.

6 As regards infection with *Brucella abortus*, *B. melitensis* and *B. suis*, consignments of bovine, ovine and caprine animals shall only be permitted to enter the Union if the animals of the consignment either:

- a originate from a third country or territory or zone thereof free from that disease without vaccination;
- or
- b comply with the requirements set out in point 2 of Annex V.

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7 As regards infection with bluetongue virus (serotypes 1-24), consignments of ungulates of listed species shall only be permitted to enter the Union if the animals of the consignment either:

- a originate from a third country or territory or zone thereof free from that disease for a period of 2 years prior to the date of dispatch to the Union; or
- b comply with one of the specific conditions set out in of Part A of Annex VI.

8 As regards enzootic bovine leukosis, consignments of bovine animals shall only be permitted to enter the Union if those animals either:

- a originate from a third country or territory or zone thereof free from that disease;
- or
- b comply with the specific conditions set out in Part B of Annex VI.

9 Consignments of ungulates intended for entry into Member States or zones thereof with disease-free status or with an approved eradication programme for the category C diseases referred to in Annex VII, for which the species of ungulates are listed, shall only be permitted to enter the Union if the animals of the consignment:

- a originate from third country or territory or zone thereof free from those diseases for the relevant species;
- or
- b comply with the relevant additional requirements set out in that Annex.

Article 23

The establishment of origin of ungulates

1 Consignments of ungulates shall only be permitted to enter the Union if the animals of the consignment:

- a come from an establishment in and around which, including where appropriate the territory of a neighbouring country, none of the listed diseases referred to in Annex VIII, for which the species of ungulates intended for entry into the Union are listed, has been reported in an area and for a period set out in the tables in:
 - (i) points 1 and 2 of that Annex for ungulates other than equine animals;
 - or
 - (ii) points 3 and 4 of that Annex for equine animals;
- b during the period referred to in point (a), the ungulates have not come into contact with animals with a lower health status.

2 As regards infection with *Mycobacterium tuberculosis* complex (*M. bovis*, *M. caprae*, *M. tuberculosis*), consignments of bovine, ovine, caprine, camelid and cervid animals shall only be permitted to enter the Union if the establishment of origin of the animals of the consignment complies with the relevant requirements set out in point 1 of Annex IX.

3 As regards infection with *Brucella abortus*, *B. melitensis* and *B. suis*, consignments of bovine, ovine, caprine, porcine, camelid and cervid animals shall only be permitted to enter the Union if the establishment of origin of the animals of the consignment complies with the relevant requirements set out in point 2 of Annex IX.

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Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/692, TITLE 2. (See end of Document for details)

Article 24

The ungulates of the consignment

1 Consignments of ungulates shall only be permitted to enter the Union if the animals of the consignment comply with the following requirements:

- a they have not been vaccinated against the category A diseases referred to in the tables set out either in:
 - (i) point 1 of Part C of Annex IV in the case of ungulates other than equine animals;
or
 - (ii) point 2 of Part C of Annex IV in the case of equine animals;
- b during the period of time from when they were dispatched from their establishment of origin until their arrival to the Union, they must not have been unloaded in any place which does not comply with the requirements laid down in the tables set out either in:
 - (i) points 1 and 2 of Annex VIII in the case of ungulates other than equine animals;
or
 - (ii) points 3 and 4 of Annex VIII in the case of equine animals.

2 As regards infection with *Mycobacterium tuberculosis* complex (*M. bovis*, *M. caprae*, *M. tuberculosis*) and infection with *Brucella abortus*, *B. melitensis* and *B. suis* consignments of listed species of ungulates shall only be permitted to enter the Union if the animals of the consignment have not been vaccinated against those diseases.

3 As regards infection with bluetongue virus (serotypes 1-24), consignments of listed species of ungulates shall only be permitted to enter the Union if the animals of the consignment have not been vaccinated with a live vaccine against this disease in the last 60 days prior to the date of movement.

4 Consignments of ungulates intended for entry into Member States or zones thereof with disease-free status or with an approved eradication programme for the category C diseases referred to in Annex VII, for which the species of ungulates are listed, shall only be permitted to enter the Union if the animals of the consignment have not been vaccinated against those diseases.

5 In addition to requirements laid down in paragraph 1, consignments of uncastrated males of ovine animals and ungulates of the family *Tayassuidae* shall only be permitted to enter the Union if the animals of the consignment comply with the relevant specific requirements as regards infection with *Brucella* laid down in Annex X.

6 In addition to requirements laid down in paragraph 1, consignments of equine animals shall only be permitted to enter the Union if the animals of the consignment comply with the specific conditions set out in point 2 of Annex XI, depending on the sanitary group, as determined in accordance with point 1 of Annex XI, to which the third country or territory or zone thereof has been assigned in the list.

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Article 25

Derogations and additional requirements for entry into the Union of ungulates for slaughter

By way of derogation from the requirements laid down in Article 22(5) and (6), consignments of ungulates of the species referred to in those paragraphs which do not comply with those requirements shall be permitted to enter the Union provided that the animals of the consignment are only intended for slaughter.

Article 26

Movement and handling of ungulates after their entry into the Union

Following their entry into the Union, ungulates, except horses entering for competition, races and cultural equestrian events, shall remain in their establishment of destination for a period of time of at least 30 days since their arrival to that establishment.

CHAPTER 2

Special rules for entry into the Union of kept ungulates intended for confined establishments

Article 27

Animal health requirements not applicable to ungulates intended for confined establishments

Articles 11, 22, 23, 24 and 26 shall not apply to consignments of ungulates, excluding equine animals, entering the Union under the conditions laid down in Articles 28 to 34.

Article 28

Specific rules for entry of ungulates intended for confined establishments

1 Consignments of ungulates intended for confined establishments shall only be permitted to enter the Union if the animals of the consignment comply with the following requirements:

- a they must come from a confined establishment which is included in a list of confined establishments from which the entry of ungulates into the Union is permitted, drawn up in accordance with Article 29;
- b they must have been dispatched directly from the confined establishment of origin to a confined establishment in the Union.

2 The competent authority of the Member State of destination shall grant a specific authorisation for entry of each consignment of ungulates referred to in paragraph 1, following the favourable outcome of an assessment of the potential risks that the entry of such consignment may present for the Union.

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3 The entry into the Union and the movement of each consignment of ungulates referred to in paragraph 1 through Member States other than the Member State of destination shall be only permitted subject to the authorisation of the competent authorities of those Member States of passage.

That authorisation shall be granted only on the basis of the favourable outcome of a risk assessment carried out by the competent authority of those Member States of passage, based on the information submitted to them by the Member State of the place of destination in the Union.

4 The Member State of the place of destination of the consignments referred to in paragraph 1 shall notify the Commission and the other Member States within the framework of the Standing Committee on Plants, Animals, Food and Feed and notify directly the point of entry in the Union of the ungulates, of the authorisations granted pursuant to paragraph 1 and 2, prior to any possible movement through other Member States and prior to the arrival of such ungulates into their territory.

Article 29

Listing of confined establishments of origin of ungulates in third countries or territories

1 Member States may draw up a list of confined establishments in third countries and territories, from which the entry of ungulates into their territory shall be permitted.

That list shall specify the species of ungulates permitted to enter the territory of the Member State from each confined establishment in the third country or territory.

2 Member States may include in their list of confined establishments provided for in paragraph 1, confined establishments that are already included in such lists of other Member States.

Except as provided for in the first subparagraph, Member States shall only include a confined establishment in a third country or territory in the list of confined establishments provided for in paragraph 1, following the favourable outcome of a complete assessment based on the following:

- a compliance by the confined establishment with the requirement to be approved by the competent authority of the third country or territory of origin laid down in Article 30;
- b the competent authority of the third country or territory of origin must have provided sufficient information to guarantee that the confined establishment complies with the requirements concerning the approval of confined establishments laid down in Article 30.

3 Member States shall keep the lists of confined establishments provided for in paragraph 1 up-to-date, taking into account in particular any suspension or withdrawal of the approval granted by the competent authority of a third country or territory of origin as referred to in Article 30, or by the competent authority of another Member State.

4 Member States shall make the lists provided for in paragraph 1 publicly available on their websites.

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Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/692, TITLE 2. (See end of Document for details)

Article 30

Conditions for confined establishments of origin of ungulates in third countries or territories for the purpose of Article 29

Member States shall only include a confined establishment located in a third country or territory on the list of confined establishments provided for in Article 29, if the confined establishment is approved by the competent authority of the third country or territory and complies with the following conditions:

- (a) it must be clearly demarcated and the access of animals and humans to animal facilities must be controlled;
- (b) it must have adequate means for catching, confining and isolating animals, and have available and adequate quarantine facilities and approved standard operating procedures for new incoming animals;
- (c) the animal accommodation areas must be of a suitable standard and constructed in such a way that:
 - (i) contact with animals outside the confined establishment is prevented and inspections and any necessary treatment can be easily carried out;
 - (ii) the floors, walls and all other material or equipment can be cleaned and disinfected easily;
- (d) as regards disease surveillance and control measures:
 - (i) it must implement an appropriate disease surveillance programme which must include control measures against zoonosis, and update it according to the number and species of the animals present in the confined establishment and to the epidemiological situation in and around the confined establishment as regards listed diseases and emerging diseases;
 - (ii) it must subject to clinical examinations, laboratory testing or post-mortem examinations those ungulates suspected of being infected or contaminated by disease agents of listed diseases or emerging diseases;
 - (iii) it must carry out, as appropriate, the vaccination and treatment of susceptible ungulates against transmissible diseases;
- (e) it must keep, for a minimum period of 3 years, up-to-date records indicating:
 - (i) the number and identity (namely, the estimated age, sex, species and individual identification, where appropriate) of the ungulates of each species present on the confined establishment;
 - (ii) the number and identity (namely, the estimated age, sex, species and individual identification code where appropriate) of ungulates arriving or leaving the confined establishment, together with information on the establishment of origin or destination of such animals, the means of transport and the health status of those animals;
 - (iii) details of the implementation and results of the disease surveillance and control programme provided for in point (d)(i);

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- (iv) the results of clinical examinations, laboratory tests and of post-mortem examinations provided for in point (d)(ii);
 - (v) details of the vaccination and treatment provided for in point (d)(iii);
 - (vi) instructions, if any, of the competent authority of the third country or territory of origin as regards observations made during any period of isolation or quarantine;
- (f) it must ensure the disposal of the dead bodies of ungulates which die of a disease or are euthanised;
- (g) it must secure by contract or other legal instrument the services of an establishment veterinarian who shall be responsible for:
- (i) the supervision of the activities of the establishment and compliance with the conditions for approval laid down in of this Article;
 - (ii) the review of the disease surveillance programme referred to in point (d)(i) at least annually;
- (h) by way of derogation from Article 9(c), either has:
- (i) an arrangement with a laboratory approved by the competent authority of the third country or territory to perform post-mortem examinations;
- or
- (ii) one or more appropriate premises where post-mortem examinations may be performed under the authority of the establishment veterinarian.

Article 31

Derogation from the requirement of listing of the third country or territory and the listing of the confined establishment of origin of ungulates

1 By way of derogation from the requirements laid down Article 3(1) and Article 28(1), consignments of ungulates from establishments in third countries or territories which do not comply with those requirements shall be permitted to enter the Union if they are intended for a confined establishment and provided that:

- a exceptional unforeseen circumstances render compliance with those requirements impossible;
- b those consignments comply with the conditions laid down in Article 32.

2 The Member State of the place of destination of the consignment referred to in paragraph 1 shall notify the Commission and the Member States within the framework of the Standing Committee on Plants, Animals, Food and Feed and notify directly the point of entry in the Union of the ungulates, of the authorisations granted pursuant to paragraph 1, prior to any possible movement through other Member States and prior to the arrival of such ungulates into their territory.

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Article 32

Additional requirements to be fulfilled by establishments of origin of ungulates intended for a confined establishment pursuant to the derogation laid down in Article 31

The competent authority of a Member State of destination shall only authorise derogations, as provided for in Article 31, for consignments of ungulates that comply with the following additional conditions:

- (a) a prior application to the competent authority of the Member State of destination for a specific derogation as provided for in Article 31 was made by the owner, or a natural person representing that owner, and the Member State of destination granted that authorisation after having carried out a risk assessment that has indicated that the introduction of such a consignment of ungulates would not present an animal health risk for the Union;
- (b) the ungulates have been quarantined in the third country or territory of origin under the supervision of the competent authority for the necessary period of time required for them to comply with the specific animal health requirements laid down in Articles 33 and 34:
 - (i) at a place approved by the competent authority of the third country or territory of origin of the ungulates;
 - (ii) in accordance with the arrangements specified in the authorisation referred to in point (a) that must provide at least the same guarantees as those provided for by Article 28(2) to (4) and by Articles 33 and 34;
- (c) the ungulates must be quarantined in the confined establishment of destination for a period of at least 6 months from the date of entry into the Union, during which period the actions provided for in Article 138(2) of Regulation (EU) 2017/625 and in particular in its points 2(a), (d) and (k) may be taken by the competent authority of the Member State of destination.

Article 33

Animal health requirements for the confined establishment of origin of ungulates as regards listed diseases

Consignments of ungulates intended for a confined establishment located in the Union shall only be permitted to enter the Union if the confined establishment of origin complies with the following requirements as regards listed diseases:

- (a) as regards the confined establishment of origin of the ungulates, listed diseases referred to in the table set out in Part A of Annex XII have not been reported for the periods specified for those listed diseases in that table;
- (b) as regards the area in and around the confined establishment, listed diseases referred to in the table set out in Part B of Annex XII have been not reported for the periods specified for those listed diseases in that table.

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Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/692, TITLE 2. (See end of Document for details)

Article 34

Animal health requirements for the ungulates of the consignment as regards listed diseases

Consignments of ungulates intended for a confined establishment located in the Union shall only be permitted to enter the Union if the animals of the consignment comply with the following additional animal health requirements:

- (a) they must comply with a residency period in the confined establishment of origin for a continuous period of 6 months or since birth if they are less than 6 months of age;
- (b) they must not have been in contact with animals of a lower health status during:
 - (i) the period of 30 days prior to the date of dispatch to the Union, or since birth if the animals are less than 30 days of age;
 - (ii) their transport from the approved confined establishment of origin to the place of dispatch to the Union;
- (c) as regards the diseases referred to in the table set out in Part C of Annex XII, they must either:
 - (i) originate from a third country or territory or zone thereof which complies with the disease freedom periods for the relevant diseases set out in that table;
or
 - (ii) comply with the relevant additional requirements set out in Part D of Annex XII;
- (d) they must not have been vaccinated as referred to in the table set out in Part E of Annex XII;
- (e) if they have been vaccinated against anthrax and rabies, information on the date of vaccination, the vaccine used and the possible test performed to show a protective immune response, must have been provided by the competent authority of the third country or territory of origin;
- (f) they must have been treated against internal and external parasites at least twice during the period of 40 days prior to date of dispatch to the Union.

Where the specific guarantees referred to in point (c)(ii) include a quarantine period in a vector-protected facility in the confined establishment, this facility must comply with the requirements set out in Part F of Annex XII.

Article 35

Movement and handling of ungulates intended to confined establishments after the entry

Following their entry into the Union, ungulates originating from a confined establishment in a third country or territory, as referred to in Article 27, must remain in the confined establishment of destination for a period of at least 6 months prior to

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the date of movement to another confined establishment in the Union, unless they are exported from the Union or moved for slaughter.

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- (1) 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 ([OJ L 314, 5.12.2019, p. 115](#)).

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