



EUROPEAN COMMISSION
HEALTH & CONSUMERS DIRECTORATE-GENERAL

Directorate D – Animal Health and Welfare
Director

Brussels, 28. 10. 2010
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FAX

To: CVOs of all Member States + Andorra, Telephone:
Switzerland, Croatia, Iceland,
Liechtenstein, Monaco, Norway, San Fax:
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Permanent Representations

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Number of pages: 1 + 8

Subject: Non-commercial movements of more than five pet dogs, cats and ferrets
- last amendment of Annex E to Council Directive 92/65/EEC

Dear Colleagues,

Please find attached the final version of document SANCO/7148/2010-Rev.3 as voted at the SCOFCAH meeting of 11-12 October 2010 (point 14 of the agenda). In order to avoid major movement disruption, in particular for sled dogs attending competitions in the forthcoming season, the Commission is calling on the cooperation of the Member States to implement the measures prior to the formal adoption of the Commission Decision, that is expected in early November.

In addition, I would be grateful if you could provide particular help and guidance to the Sled dog Associations operating in your territory. Clarifications from your side may be necessary on:

- the "official veterinarian" in your country who is in charge of issuing the animal health certificate laid down in Annex E to Directive 92/65/EEC on the basis of the information documented in the passport by the "veterinarian authorised by the competent authority" who carried out the clinical examination, as many owners may not understand the difference between the two veterinarians;
- the kind of proof the official veterinarian will request before issuing the animal health certificate for a movement of more than five pets (e.g. copy of the registration to a sport event or a show, membership in a kennel club or cynological organisation or attestation by the authorised veterinarian in the case of non-commercial movements of more than five pets for other private reasons);
- the limit of five pets established by Regulation (EU) No 388/2010: in accordance with the definition in Article 3 of Regulation (EC) No 998/2003, movement is not limited to transport, and the limit of five pets is not linked to a vehicle but to each person responsible for the movement, i.e. the owner or the person acting on behalf of the owner.

Yours sincerely,


Bernard Van Goethem



EUROPEAN COMMISSION

Brussels,
C(2010)

final

Draft

COMMISSION DECISION

of

**amending Part 1 of Annex E to Council Directive 92/65/EEC as regards the model
health certificate for animals from holdings**

Draft

COMMISSION DECISION

of

amending Part 1 of Annex E to Council Directive 92/65/EEC as regards the model health certificate for animals from holdings

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC¹, and in particular the first paragraph of Article 22 thereof,

Whereas:

- (1) Article 10 of Directive 92/65/EEC lays down the animal health requirements governing trade in dogs, cats and ferrets.
- (2) Part 1 of Annex E to Directive 92/65/EEC sets out the model health certificate for trade in animals from holdings, including dogs, cats and ferrets.
- (3) Regulation (EC) No 998/2003 of the European Parliament and of the Council² lays down the animal health requirements applicable to the non-commercial movement of pet animals and the rules applying to checks on such movements. It applies to movements between Member States or from third countries of pet animals of the species listed in Annex I thereto. Dogs, cats and ferrets are listed in Parts A and B of that Annex.
- (4) The requirements laid down in Regulation (EC) No 998/2003 differ, depending on whether the pet animals are moved between Member States or from third countries to Member States. In addition, the requirements for such movements from third countries are further differentiated between third countries listed in Section 2 of Part B of Annex II to that Regulation and those third countries which are listed in Part C of that Annex.
- (5) In order to avoid that commercial movements are fraudulently disguised as non-commercial movements of pet animals within the meaning of Regulation (EC) No

¹ OJ L 268, 14.9.1992, p. 54.

² OJ L 146, 13.6.2003, p. 1.

998/2003, Article 12 of that Regulation provides that the requirements and checks laid down in Directive 92/65/EEC are to apply to the movement of more than five pet animals where the animals are brought into the Union from a third country other than those listed in Section 2 of Part B of Annex II thereto.

- (6) In order to avoid the same practices and ensure a uniform application of Regulation (EC) No 998/2003, Commission Regulation (EU) No 388/2010 of 6 May 2010 implementing Regulation (EC) No 998/2003 of the European Parliament and of the Council as regards the maximum number of pet animals of certain species that may be the subject of non-commercial movement³ provides that the same rules apply where more than five pet dogs, cats and ferrets are moved into a Member State from another Member State or a third country listed in Section 2 of Part B of Annex II to Regulation (EC) No 998/2003.
- (7) The certificate set out in Part 1 of Annex E to Directive 92/65/EEC, as amended by Commission Decision 2010/270/EU⁴, takes into account the provisions of Regulation (EU) No 388/2010.
- (8) Experience in the application of Regulation (EU) No 388/2010 has shown that in certain cases the provisions of that Regulation affect in a disproportionate manner the movement of a limited population of pet dogs, cats and ferrets that are frequently moved for non-commercial purposes in numbers higher than five to take part in certain sport events and shows.
- (9) For those cases it is appropriate to introduce a period of validity of the health certificate which is longer than the period of validity of health certificates issued for other species covered by the certificate set out in Part 1 of Annex E to Directive 92/65/EEC.
- (10) Commission Decision 2004/824/EC of 1 December 2004 establishing a model health certificate for non-commercial movements of dogs, cats and ferrets from third countries into the Community⁵ provides that the certificate set out in the Annex thereto is valid for movements within the Union for a period of four months from the date of issue or until the date of expiry of the vaccination against rabies, whichever is earlier.
- (11) In the interest of consistency of Union legislation, it is appropriate that the validity of certificates for pet dogs, cats and ferrets set out in Part 1 of Annex E to Directive 92/65/EEC be the same as the one laid down for the certificate set out in the Annex to Decision 2004/824/EC.
- (12) Directive 92/65/EEC should therefore be amended accordingly.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

³ OJ L 114, 7.5.2010, p. 3.

⁴ OJ L 118, 12.5.2010, p. 56

⁵ OJ L 358, 3.12.2004, p. 12.

HAS ADOPTED THIS DECISION:

Article 1

Part 1 of Annex E to Directive 92/65/EEC is replaced by the text in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Commission
John DALLI
Member of the Commission

ANNEX

"Part 1 – Health Certificate for trade in animals from holdings (ungulates, birds, lagomorphs, dogs, cats and ferrets) 92/65 EI

EUROPEAN UNION

Intra trade certificate

Part I : Details of consignment presented	i.1. Consignor Name		i.2. Certificate reference number		i.2.a. Local reference number:	
	Address Postal code		i.3. Central Competent Authority			
			i.4. Local Competent Authority			
	i.5. Consignee Name		i.6. No(s) of related original certificates		No(s) of accompanying documents	
	Address Postal code		i.7.			
	i.8. Country of origin	ISO code	i.9. Region of origin	Code		
	i.10. Country of destination	ISO code	i.11. Region of destination	Code		
	i.12. Place of origin/Place of harvest Holding <input type="checkbox"/>		i.13. Place of destination			
	Name Address Postal code		Holding <input type="checkbox"/> Establishment <input type="checkbox"/> Approved body <input type="checkbox"/> Semen centre <input type="checkbox"/> Embryo team <input type="checkbox"/> Other <input type="checkbox"/> Name Address Postal code Approval number			
	i.14. Place of loading Postal code		i.15. Date and time of departure			
i.16. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/> Identification:		i.17. Transporter Name Address Postal code Member State Approval number				
i.18. Animal species/product		i.19. Commodity code (CN code)		i.20. Number/quantity		
i.21.		i.22. Number of packages				
i.23. Identification of container/seal number		i.24.				
i.25. Animals certified as/products certified for: Breeding <input type="checkbox"/> Fattening <input type="checkbox"/> Artificial reproduction <input type="checkbox"/> Slaughter <input type="checkbox"/> Pets <input type="checkbox"/> Approved body <input type="checkbox"/>						
i.26. Transit through third country		i.27. Transit through Member States				
Third country	ISO code	Member State	ISO code			
Exit point	Code	Member State	ISO code			
Entry point	BIP unit no.:	Member State	ISO code			
i.28. Export		i.29. Estimated journey time				
Third country	ISO code					
Exit point	Code					
i.30. Route plan Yes <input type="checkbox"/> No <input type="checkbox"/>						
i.31. Identification of the animals						
Species (Scientific name)	Identification system	Identification number	Sex	Age	Quantity	

	II. Health information	II.a. Certificate reference No	II.b.	
Part II: Certification	I, the undersigned official veterinarian ⁽¹⁾ / veterinarian responsible for the establishment of origin and approved by the competent authority certify that:			
	<i>either</i> ⁽¹⁾	[II.1	at the time of inspection the above animals were fit to be transported on the intended journey in accordance with the provisions of Council Regulation (EC) No 1/2005.]	
	<i>or</i> ⁽¹⁾	[II.1	at the time of inspection the pet dogs ⁽¹⁾ /cats ⁽¹⁾ /ferrets ⁽¹⁾ were fit to travel;]	
		II.2	the conditions of Article 4 of Council Directive 92/65/EEC ⁽²⁾ are fulfilled.	
	<i>either</i> ⁽¹⁾	[II.3.1	ruminant(s) ⁽¹⁾ / <i>Suidae</i> ⁽¹⁾ other than that /those covered by Directive 64/432/EEC ⁽¹⁾ or Directive 91/68/EEC ⁽¹⁾ :	
		(a)	belong(s) to the species.....;	
		(b)	at the time of examination, do(does) not show any clinical sign of any disease to which it/they is /are susceptible;	
		(c)	come(s) from an officially tuberculosis-free ⁽¹⁾ /officially brucellosis-free ⁽¹⁾ or brucellosis-free ⁽¹⁾ herd ⁽¹⁾ / holding ⁽¹⁾ not subject to swine fever restrictions or from a holding where it/they was/were subjected with negative results to the test(s) laid down in Article 6(2)(b) of Directive 92/65/EEC.]	
	<i>or</i> ⁽¹⁾	[II.3.2	birds other than those referred to in Directive 2009/158/EC	
		(a)	satisfy the requirements of Article 7 of Directive 92/65/EEC; and	
		(b)	at the time of examination do not show any clinical sign of any disease to which they are susceptible.]	
	<i>or</i> ⁽¹⁾	[II.3.3	lagomorphs	
		(a)	satisfy the requirements of Article 9 of Directive 92/65/EEC; and	
		(b)	at the time of examination do not show any clinical signs of disease.]	
	<i>or</i> ⁽¹⁾	[II.3.4	dogs ⁽¹⁾ / cats ⁽¹⁾ / ferrets ⁽¹⁾	
<i>either</i> ⁽¹⁾	[(a)	satisfy, in accordance with Article 10(2) of Directive 92/65/EEC, the requirements laid down in Articles 5 and 16 of Regulation (EC) No 998/2003,]		
<i>or</i> ⁽¹⁾	[(a)	satisfy, in accordance with Article 10(3) of Directive 92/65/EEC, the requirements laid down in Articles 6 and 16 of Regulation (EC) No 998/2003,]		
<i>or</i> ⁽¹⁾	[(a)	satisfy, in accordance with Commission Regulation (EU) No 388/2010; the requirements laid down in Article 10(2) of Directive 92/65/EEC where the total number of pet animals moved for non-commercial purposes exceeds five,]		
<i>or</i> ⁽¹⁾	[(a)	satisfy, in accordance with Commission Regulation (EU) No 388/2010, the requirements laid down in Article 10(3) of Directive 92/65/EEC where the total number of pet animals moved for non-commercial purposes into Ireland, Malta, Sweden or the United Kingdom exceeds five,]		
<i>and</i>	(b)	underwent a clinical examination, within 24 hours of dispatch, by a veterinarian authorised by the competent authority, and this examination showed the animals to be in good health.]		
	II.4	The additional guarantees regarding diseases listed in Annex B ⁽³⁾ to Directive 92/65/EEC are as follows: ⁽¹⁾		
		Disease	Decision	
		Disease	Decision	
		Disease	Decision	
	II. 5	This certificate is valid until ⁽⁴⁾		
Notes				
Part I:				
•	Box reference I.1 to I.4, I.8, I.20, I.25 and I.31 :	Required for non-commercial movement of more than five pet dogs, cats and ferrets		
•	Box reference I.6:	No(s) of accompanying documents: CITES, if applicable.		

II. Health information	II.a. Certificate reference No	II.b.								
<ul style="list-style-type: none"> • Box reference I.19: Use the appropriate HS code: 01.06.19, 01.06.31, 01.06.32, 01.06.39. • Box reference I.31: Identification: individual identification must be used wherever possible but in the case of small animals, batch identification may be used. <p>Part II:</p> <ul style="list-style-type: none"> (1) Delete as necessary. (2) Not applicable to pet dogs, cats and ferrets. (3) As requested by a Member State benefiting from additional guarantees under Union legislation. (4) The period of validity of this certificate is 10 days from the date of issue, except for pet dogs, cats and ferrets in which case the certificate is valid for four months or until the date of expiry of the anti-rabies vaccination shown in section IV of the passport, whichever is earlier. <ul style="list-style-type: none"> • The colour of the stamp and signature must be different from that of the other particulars in the certificate. 										
<p>Official veterinarian or official inspector</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">Name (in capital letters):</td> <td>Qualification and title:</td> </tr> <tr> <td>Local veterinary unit:</td> <td>LVU No:</td> </tr> <tr> <td>Date:</td> <td>Signature:</td> </tr> <tr> <td>Stamp:</td> <td></td> </tr> </table>			Name (in capital letters):	Qualification and title:	Local veterinary unit:	LVU No:	Date:	Signature:	Stamp:	
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