

## COMMISSION DECISION

of 6 May 2010

**amending Parts 1 and 2 of Annex E to Council Directive 92/65/EEC as regards the model health certificates for animals from holdings and for bees and bumble bees**

(notified under document C(2010) 2624)

(Text with EEA relevance)

(2010/270/EU)

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/EEC <sup>(1)</sup>, 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 that Directive 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 Council <sup>(2)</sup> 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 the Member State of destination and the Member State or third country of origin.
- (5) Third countries that apply to non-commercial movement of pet animals rules at least equivalent to the rules provided for in Regulation (EC) No 998/2003 are listed in Section 2 of Part B of Annex II to that Regulation.
- (6) In order to avoid that commercial movements are fraudulently disguised as non-commercial movements of pet animals within the meaning of Regulation (EC) No 998/2003, point (b) of the first paragraph of

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 to that Regulation.

- (7) In addition, 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 movement <sup>(3)</sup> provides that the requirements and checks referred to in point (b) of the first paragraph of Article 12 of Regulation (EC) No 998/2003 are to apply also to the movement of pet dogs, cats and ferrets where the total number of animals moved into a Member State from another Member State or a third country listed in Section 2 of Part B of Annex II to that Regulation, exceeds five.
- (8) Regulation (EC) No 998/2003 also provides that for a transitional period the non-commercial movement of dogs, cats and ferrets into the territory of Ireland, Malta, Sweden or the United Kingdom is to be subject to certain additional requirements.
- (9) Directive 92/65/EEC refers to those additional requirements only as regards trade in dogs, cats and ferrets destined for Ireland, Sweden or the United Kingdom.
- (10) The models for the certificates for intra-Union trade should be compatible with the integrated computerised veterinary system 'TRACES' developed in accordance with Commission Decision 2003/623/EC <sup>(4)</sup>.
- (11) To ensure that the requirements and checks for non-commercial movements of more than five pet dogs, cats and ferrets into all Member States, including Malta, are applied in a uniform manner, it is necessary to adapt the model health certificate set out in Part 1 of Annex E to Directive 92/65/EEC.

<sup>(1)</sup> OJ L 268, 14.9.1992, p. 54.

<sup>(2)</sup> OJ L 146, 13.6.2003, p. 1.

<sup>(3)</sup> OJ L 114, 7.5.2010, p. 3.

<sup>(4)</sup> OJ L 216, 28.8.2003, p. 58.

- (12) In addition, the model health certificate for intra-Union trade in live bees (*Apis mellifera*) and bumble bees (*Bombus* spp.) is laid down in Part 2 of Annex E to Directive 92/65/EEC.
- (13) That certificate establishes animal health requirements as regards American foulbrood for both bees and bumble bees. These requirements allow only movements of bees and bumble bees from areas that are free of that disease. A 30-day standstill is provided in case of an outbreak and it is applied to an area of three kilometres around the outbreak.
- (14) In most cases, however, bumble bees are bred in environmentally isolated structures that are regularly controlled by the competent authority and checked for the presence of diseases. Such establishments that are recognised by and under the supervision of the competent authority of the Member State concerned are not likely to be affected by the presence of American foulbrood in the three kilometres radius set out in Part 2 of Annex E in contrast with open air colonies.
- (15) It is therefore necessary to amend the model health certificate for intra-Union trade in live bees and bumble bees in order to introduce specific animal health requirements concerning the bumble bees bred in an environmentally isolated structure.

- (16) Parts 1 and 2 of Annex E to Directive 92/65/EEC should therefore be amended accordingly.

- (17) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

*Article 1*

Annex E to Directive 92/65/EEC is amended in accordance with the Annex to this Decision.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 6 May 2010.

*For the Commission*

John DALLI

*Member of the Commission*

## ANNEX

Annex E to Directive 92/65/EEC is amended as follows:

1. Part 1 is replaced by the following:

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		I.3. Central Competent Authority									
	Postal code		I.4. Local Competent Authority									
	I.5. Consignee Name		I.6. No(s) of related original certificates		No(s) of accompanying documents							
	Address		I.7.									
	Postal code											
	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 Holding <input type="checkbox"/> Establishment <input type="checkbox"/> Approved body <input type="checkbox"/>								
	Name			Semen centre <input type="checkbox"/> Embryo team <input type="checkbox"/> Other <input type="checkbox"/>								
	Address			Name								
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 Approval number Member State									
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 <input type="checkbox"/> Third country Exit point Entry point			I.27. Transit through Member States <input type="checkbox"/> Member State Member State Member State									
I.28. Export <input type="checkbox"/> Third country Exit point			I.29. Estimated journey time									
I.30. Route plan Yes <input type="checkbox"/> No <input type="checkbox"/>												
I.31. Identification of the animals												
<table border="0"> <tr> <td>Species (Scientific name)</td> <td>Identification system</td> <td>Identification number</td> <td>Sex</td> <td>Age</td> <td>Quantity</td> </tr> </table>							Species (Scientific name)	Identification system	Identification number	Sex	Age	Quantity
Species (Scientific name)	Identification system	Identification number	Sex	Age	Quantity							

COUNTRY		92/65 EI Animals from holdings (ungulates, birds, lagomorphs, dogs, cats and ferrets)	
II.	Health information	II.a. Certificate reference number	II.b.
Part II: Certification	I, the undersigned official veterinarian <sup>(1)</sup> /veterinarian responsible for the establishment of origin and approved by the competent authority certify that:		
	either <sup>(1)</sup> [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.]	
	or <sup>(1)</sup> [II.1	at the time of inspection the pet dogs <sup>(1)</sup> /cats <sup>(1)</sup> /ferrets <sup>(1)</sup> were fit to travel;	
	II.2	the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled.	
	either <sup>(1)</sup> [II.3.1	ruminant(s) <sup>(1)</sup> / <i>Suidae</i> <sup>(1)</sup> other than that/those covered by Directive 64/432/EEC:	
	(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 <sup>(1)</sup> /officially brucellosis-free <sup>(1)</sup> or brucellosis-free <sup>(1)</sup> herd <sup>(1)</sup> /holding <sup>(1)</sup> 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.]	
	or <sup>(1)</sup> [II.3.1	birds other than those referred to in Directive 90/539/EEC:	
	(a)	satisfy the requirements of Article 7 of Directive 92/65/EEC; and	
	(b)	at the time of examination do not show clinical signs of any disease to which the animals are susceptible.]	
	or <sup>(1)</sup> [II.3.1	lagomorphs:	
	(a)	satisfy the requirements of Article 9 of Directive 92/65/EEC; and	
	(b)	at the time of examination do not show clinical signs of disease.]	
	or <sup>(1)</sup> [II.3.1	dogs <sup>(1)</sup> /cats <sup>(1)</sup> /ferrets <sup>(1)</sup> :	
either <sup>(1)</sup>	[(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;]		
or <sup>(1)</sup>	[(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;]		
or <sup>(1)</sup>	[(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;]		
or <sup>(1)</sup>	[(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;]		
and	(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 <sup>(2)</sup> to Directive 92/65/EEC are as follows: <sup>(1)</sup>		
	Disease	Decision	
	Disease	Decision	
	Disease	Decision	
<b>Notes</b> <b>Part I:</b> — Box reference I.5: Not applicable to movements for non-commercial purposes of pet animals (dogs, cats and ferrets) exceeding the number of five. — Box reference I.6: No(s) of accompanying documents: CITES, if applicable. — 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.			

COUNTRY		92/65 EI Animals from holdings (ungulates, birds, lagomorphs, dogs, cats and ferrets)	
II. Health information	II.a. Certificate reference number	II.b.	
<b>Part II:</b> ( <sup>1</sup> ) Delete as necessary. ( <sup>2</sup> ) As requested by a Member State benefiting from additional guarantees under Union legislation.  — The colour of the stamp and signature must be different from that of the other particulars in the certificate.			
Official/approved veterinarian			
Name (in capital letters):		Qualification and title:	
Date:		Signature:	
Stamp:			

2. Part 2 is replaced by the following:

Part 2 — Health certificate for trade in bees and bumble bees

92/65 EII

**EUROPEAN UNION**

**Intra trade certificate**

<b>Part I: Details of consignment presented</b>	I.1. Consignor Name  Address Postal code		I.2. Certificate reference number	I.2.a. Local reference number:		
			I.3. Central Competent Authority			
			I.4. Local Competent Authority			
	I.5. Consignee Name  Address Postal code		I.6.			
			I.7.			
	I.8. Country of origin	ISO code	I.9.	I.10. Country of destination	ISO code	I.11.
	I.12. Place of origin/Place of harvest Holding <input type="checkbox"/> Other <input type="checkbox"/>  Name Approval number Address  Postal code		I.13. Place of origin/Place of harvest Holding <input type="checkbox"/> Other <input type="checkbox"/>  Name Approval number Address  Postal code			
	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.			
	I.18. Animal species/product		I.19. Commodity code (CN code) 01.06.90		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"/> Transhumance <input type="checkbox"/>					
	I.26. Transit through third country <input type="checkbox"/> Third country Exit point Entry point		I.27. Transit through Member States <input type="checkbox"/> Member State Member State Member State			
	I.28. Export <input type="checkbox"/> Third country Exit point		I.29.			
I.30.						
I.31. Identification of the animals Species (Scientific name)						
Quantity						
Batch number						

COUNTRY		92/65 EII Bees ( <i>Apis mellifera</i> ) and bumble bees ( <i>Bombus</i> spp.)	
II.	Health information	II.a. Certificate reference number	II.b.
Part II: Certification	I, the undersigned certify that:		
	II.1		
	either <sup>(2)</sup> [(a) the bees/bumble bees <sup>(2)</sup> come from an area which is not subject of the prohibition order associated with an occurrence of American foulbrood (the period of prohibition has been continued for at least 30 days following the last recorded case and the date of which all hives within a radius of three kilometres have been checked by the competent authority and all infected hives burned or treated and inspected to the satisfaction of the said competent authority);]		
	or <sup>(2)</sup> [(a) the bumble bees come from an environmentally isolated structure recognised by and under the supervision of the competent authority of the Member State which is free of American foulbrood and was inspected immediately prior to dispatch and all bumble bees and breeding stock show no clinical signs or suspicion of the disease;]		
	and (b) the bees/bumble bees <sup>(2)</sup> come from an area of at least 100 km radius which is not the subject of any restrictions associated with the suspicion or confirmed occurrence of the small hive beetle ( <i>Aethina tumida</i> ) or the Tropilaelaps mite ( <i>Tropilaelaps</i> spp.), and where these infestations are absent;		
and (c) the bees/bumble bees <sup>(2)</sup> as well as their packaging have undergone a visual examination to detect the occurrence of the small hive beetle ( <i>Aethina tumida</i> ) or their eggs and larvae, or other infestations, in particular the Tropilaelaps mite ( <i>Tropilaelaps</i> spp.), affecting bees.			
II.2	the additional guarantees regarding diseases listed in Annex B <sup>(1)</sup> to Directive 92/65/EEC are as follows <sup>(2)</sup> :		
	Disease	Decision	
	Disease	Decision	
	Disease	Decision	
Notes			
<b>Part I:</b>			
— Box reference I.31: Species: introduce <i>Apis mellifera</i> or <i>Bombus</i> spp.			
Quantity: provide the number of colonies.			
Batch number: provide the number of seals where applicable.			
<b>Part II:</b>			
<sup>(1)</sup> As requested by a Member State benefiting from additional guarantees under Union legislation.			
<sup>(2)</sup> Delete as necessary.			
— The colour of the stamp and signature must be different from that of the other particulars in the certificate.			
Approved veterinarian or approved official			
Name (in capital letters):		Qualification and title:	
Date:		Signature:	
Stamp:			