Commission Decision of 6 August 2010 amending Annexes I and II to Decision 2008/185/EC as regards the inclusion of Slovenia in the list of Member States free of Aujeszky's disease and of Poland and regions of Spain in the list of Member States where an approved national control programme for that disease is in place (notified under document C(2010) 5358) (Text with EEA relevance) (2010/434/EU)

COMMISSION DECISION

of 6 August 2010

amending Annexes I and II to Decision 2008/185/EC as regards the inclusion of Slovenia in the list of Member States free of Aujeszky's disease and of Poland and regions of Spain in the list of Member States where an approved national control programme for that disease is in place

(notified under document C(2010) 5358)

(Text with EEA relevance)

(2010/434/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine[(1)], and in particular Articles 9(2) and 10(2) thereof,

Whereas:

(1) Directive 64/432/EEC lays down rules applicable to trade in the Union in bovine animals and swine, with the exception of feral pigs. Article 9 of that Directive lays down criteria for the approval of compulsory national control programmes for certain contagious diseases, including Aujeszky's disease. In addition, Article 10 of that Directive provides that where a Member State considers its territory or part thereof to be free of such diseases, including Aujeszky's disease, it is to present appropriate supporting documentation to the Commission.

(2) Commission Decision 2008/185/EC of 21 February 2008 on additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease and criteria to provide information on this disease[(2)] lays down the additional guarantees for movements of pigs between Member States. Those guarantees are linked to the classification of Member States according to their Aujeszky's disease status.

(3) Annex I to Decision 2008/185/EC lists Member States or regions thereof which are free of Aujeszky's disease and where vaccination is prohibited. Annex II to that Decision lists Member States or regions thereof where approved national control programmes for the eradication of Aujeszky's disease are in place.

Changes to legislation: *There are currently no known outstanding effects for the Commission Decision of 6 August 2010 amending Annexes I and II to Decision 2008/185/EC as regards the inclusion of Slovenia in the list of Member States free of Aujeszky's disease and of Poland and regions of Spain in the list of Member States where an approved national control programme for that disease is in place (notified under document C(2010) 5358) (Text with EEA relevance) (2010/434/EU), Introductory Text. (See end of Document for details)*

(4) In Poland and Spain national control programmes for Aujeszky's disease have been implemented for several years. For several Spanish regions the national control programme for Aujeszky's disease is already approved by Commission Decision 2007/603/EC[(3)].

(5) Slovenia has submitted supporting documentation to the Commission as regards the Aujeszky's disease-free status of the territory of Slovenia demonstrating that the disease has never been detected in that Member State.

(6) The Commission has examined the documentation submitted by Slovenia and found it to comply with the requirements of Article 10(1) of Directive 64/432/EEC. Accordingly, that Member State should be included in the list set out in Annex I to Decision 2008/185/EC. That Annex should therefore be amended accordingly.

(7) Poland has submitted supporting documentation to the Commission as regards the programme in place in the whole territory of Poland and requested the approval of this programme.

(8) Spain has now submitted supporting documentation to the Commission as regards the programme in place in the Autonomous Communities of Andalusia, Aragon, Balearic Islands, Castilla-La Mancha, Catalonia, Extremadura, Madrid, Region of Murcia, Community of Valencia, and the provinces of Salamanca, Segovia and Soria in the Autonomous Community of Castilla y León and the province of Tenerife in the Autonomous Community of the Canary Islands and requested the approval of this programme.

(9) The Commission has also found that the national control programmes presented by Poland and Spain comply with the criteria laid down in Article 9(1) of Directive 64/432/EEC. Accordingly, Poland and Spain should be included in the list set out in Annex II to Decision 2008/185/EC. That Annex should therefore be amended accordingly.

(10) Decision 2008/185/EC should therefore be amended accordingly.

(11) 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:

Changes to legislation: *There are currently no known outstanding effects for the Commission Decision of 6 August 2010 amending Annexes I and II to Decision 2008/185/EC as regards the inclusion of Slovenia in the list of Member States free of Aujeszky's disease and of Poland and regions of Spain in the list of Member States where an approved national control programme for that disease is in place (notified under document C(2010) 5358) (Text with EEA relevance) (2010/434/EU), Introductory Text. (See end of Document for details)*

(**1**) OJ 121, 29.7.1964, p. 1977/64.

(**2**) OJ L 59, 4.3.2008, p. 19.

(**3**) OJ L 236, 8.9.2007, p. 7.

Changes to legislation:
There are currently no known outstanding effects for the Commission Decision of 6 August 2010 amending Annexes I and II to Decision 2008/185/EC as regards the inclusion of Slovenia in the list of Member States free of Aujeszky's disease and of Poland and regions of Spain in the list of Member States where an approved national control programme for that disease is in place (notified under document C(2010) 5358) (Text with EEA relevance) (2010/434/EU), Introductory Text.