Commission Implementing Decision of 17 February 2012 amending Annex E to Council Directive 92/65/EEC as regards the model health certificates for animals from holdings and animals, semen, ova and embryos from approved bodies, institutes or centres (notified under document C(2012) 860) (Text with EEA relevance) (2012/112/EU)

COMMISSION IMPLEMENTING DECISION

of 17 February 2012

amending Annex E to Council Directive 92/65/EEC as regards the model health certificates for animals from holdings and animals, semen, ova and embryos from approved bodies, institutes or centres

(notified under document C(2012) 860)

(Text with EEA relevance)

(2012/112/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[(1)], and in particular the first paragraph of Article 22 thereof,

Whereas:

(1) Directive 92/65/EEC lays down the animal health requirements governing trade in the Union in animals, semen, ova and embryos not subject to the animal health requirements laid down in certain specific Union acts. In addition, Part 1 of Annex E to that Directive sets out the specimen health certificate for trade in animals from holdings (ungulates, birds, lagomorphs, dogs, cats and ferrets), while Part 3 of that Annex sets out the specimen health certificate for trade in animals, semen, embryos and ova from approved bodies, institutes or centres.

(2) Article 6(3) of Directive 92/65/EEC lays down the animal health requirements governing trade in suidae other than those covered by Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine[(2)]. It provides, inter alia, that where suidae do not come from a brucellosis-free herd in accordance with Directive 64/432/EEC, they must, in the 30 days prior to their dispatch, have undergone with negative results a test designed to show the absence of antibodies to brucellosis. In the interests of consistency of Union legislation, the specimen health certificate set out in Part 1 of Annex E to

Directive 92/65/EEC should therefore be amended to include a specific reference to that requirement.

(3) Commission Decision 2007/598/EC of 28 August 2007 concerning measures to prevent the spread of highly pathogenic avian influenza to other captive birds kept in zoos and approved bodies, institutes or centres in the Member States[(3)] approves preventive vaccination plans against that disease in certain Member States.

(4) Point 4(b) of Annex II to Decision 2007/598/EC provides that birds vaccinated against avian influenza kept in zoos that are not approved in accordance with Directive 92/65/EEC may be moved to other Member States, after authorisation by the Member State of destination, provided that they meet the requirements set out in that Decision and they are accompanied by a health certificate, as laid down in Part 1 of Annex E to that Directive, specifying that they are conform to Decision 2007/598/EC and are vaccinated against avian influenza on a specified date.

(5) However, birds as referred to in Article 7 of Directive 92/65/EEC are not required to be accompanied by a health certificate, as set out in Part 1 of Annex E thereto when traded within the Union, but must be accompanied by a self-certification by the operator in accordance with Article 4 of that Directive, or in the case of psittacidae by a commercial document signed by the official veterinarian or by the veterinarian responsible for the holding.

(6) It should be therefore clarified that the health certificate set out in Part 1 of Annex E to Directive 92/65/EEC is only required to accompany birds that are vaccinated against avian influenza and come from a holding on which vaccination against avian influenza was carried out during the past 12 months. Therefore, the specimen health certificate set out in Part 1 of that Annex should be amended to include a reference to such vaccination.

(7) Article 10 of Directive 92/65/EEC lays down the animal health requirements governing trade in dogs, cats and ferrets. It provides, inter alia, that they must satisfy the relevant requirements laid down in Regulation (EC) No 998/2003 of the European Parliament and of the Council of 26 May 2003 on the animal health requirements applicable to the non-commercial movement of pet animals and amending Council Directive 92/65/EEC[(4)].

(8) Article 6 of Regulation (EC) No 998/2003 provides that until 31 December 2011, dogs and cats entering Ireland, Malta, Sweden and the United Kingdom from other Member States are to be vaccinated and subject to a pre-entry rabies blood testing in accordance with national rules.

(9) In addition, Article 16 of that Regulation provides that until 31 December 2011, Finland, Ireland, Malta, Sweden and the United Kingdom, as regards echinococcosis, and Ireland, Malta and the United Kingdom as regards ticks, may make the entry of pet animals into their territory subject to compliance with certain additional national requirements.

(10) Commission Delegated Regulation (EU) No 1152/2011 of 14 July 2011 supplementing Regulation (EC) No 998/2003 of the European Parliament and of the Council as regards preventive health measures for the control of *Echinococcus multilocularis* infection in

dogs[5] was adopted in order to ensure the continuous health protection of Ireland, Malta, Finland and the United Kingdom from *Echinococcus multilocularis*. It is to apply from 1 January 2012.

(11) The reference to Articles 6 and 16 of Regulation (EC) No 998/2003 included in the specimen health certificate set out in Part 1 of Annex E to Directive 92/65/EEC should therefore be deleted and replaced, as regards dogs, by a reference to Delegated Regulation (EU) No 1152/2011.

(12) Part 1 of Annex E to Directive 92/65/EEC should therefore be amended accordingly.

(13) Article 13 of Directive 92/65/EEC lays down the animal health requirements governing trade in animals of species susceptible to the diseases listed in Annexes A and B thereto and in semen, ova and embryos of such animals consigned to and from bodies, institutes or centres approved in accordance with Annex C thereto.

(14) Semen, ova and embryos of certain animal species can be frozen and stored for a long time and therefore donor animal might no longer be available on the day the health certificate is issued. It is therefore necessary to amend the specimen health certificate set out in Part 3 of Annex E to Directive 92/65/EEC to state that the donor animal was found to be healthy and free from clinical disease either on day of collection or the date of issuing of the health certificate.

(15) Point 4(a) of Annex II to Decision 2007/598/EC provides that birds vaccinated against avian influenza kept in approved bodies, institutes or centres including zoos may only be moved to approved bodies, institutes or centres including zoos in other Member States provided that they meet the requirements set out in that Decision and they are accompanied by a health certificate as laid down in Part 3 of Annex E to Directive 92/65/EEC stating that the birds have been vaccinated against avian influenza in conformity to Commission Decision 2006/474/EC[6]. As that Decision has since been repealed and replaced by Decision 2007/598/EC, that reference should be replaced by a reference to Decision 2007/598/EC.

(16) Part 3 of Annex E to Directive 92/65/EEC should therefore be amended accordingly.

(17) Directive 92/65/EEC should therefore be amended accordingly.

(18) To avoid any disruption of trade, the use of health certificates issued in accordance with Part 1 and Part 3 of Annex E to Directive 92/65/EEC, before the amendments introduced by this Decision, should be authorised during a transitional period subject to certain conditions.

(19) 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

For a transitional period until 30 June 2012, Member States may authorise trade in animals from holdings and animals, semen, ova and embryos from approved bodies, institutes or centres accompanied by a health certificate issued not later than 29 February 2012 in accordance with the models set out in Part 1 and Part 3 of Annex E to Directive 92/65/EEC in its version prior to the amendments introduced by this Decision.

Article 3

This Decision shall apply from 1 March 2012.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 17 February 2012.

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 vaccinated against avian influenza, lagomorphs, dogs, cats and ferrets) 92/65 EI

EUROPEAN UNION **Intra trade certificate**

Part I: Details of consignment presented

I.1. Consignor Name Address Postal code		I.2. Certificate reference No	I.2.a. Local reference No
		I.3. Central competent authority	
		I.4. Local competent authority	
I.5. Consignee Name Address Postal code		I.6. No(s) of related original certificates	No(s) of accompanying documents
		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 Holding ☐ Name Approval number Address Postal code		I.13. Place of destination Holding ☐ Establishment ☐ Approved body ☐ 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 ☐ Ship ☐ Railway wagon ☐ Road vehicle ☐ Other ☐ Identification		I.17. Transporter Name Approval number Address Postal code	
I.18. Description of commodity		I.19. Commodity code (CN code)	
		I.20. Quantity	
I.21.		I.22. Number of packages	
I.23. Seal/Container No		I.24.	
I.25. Commodities certified for: Breeding ☐ Production ☐ Artificial reproduction ☐ Slaughter ☐ Pets ☐ Approved body ☐			
I.26. Transit through third country ☐ Third country ISO code Exit point Code Entry point BIP No		I.27. Transit through Member States ☐ Member State ISO code Member State ISO code Member State ISO code	
I.28. Export ☐ Third country ISO code Exit point Code		I.29. Estimated journey time	
I.30. Route plan Yes ☐ No ☐			

I.31. Identification of the commodities

Species (scientific name)	Identification system	Identification number	Sex	Age	Quantity

EUROPEAN UNION **92/65 EI Animals from holdings (ungulates, birds (2), lagomorphs, dogs, cats and ferrets)**

Part II: Certification

II. **Health information** | II.a. Certificate reference number | II.b.

I, the undersigned official veterinarian (1)/veterinarian responsible for the establishment of origin and approved by the competent authority (1) certify that:

(1) *either* [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.]

(1) *or* [II.1. at the time of inspection the dogs (1)/cats (1)/ferrets (1) to be moved for non-commercial purposes in accordance with Commission Regulation (EU) No 388/2010 were fit to travel.]

(1) *either* [II.2. the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled and the ruminant(s) (1)/suidae (1) other than that/those covered by Council Directive 64/432/EEC (1) or Council 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 tests laid down in Article 6(2)(b) (1)/the test laid down in Article 6(3)(d) (1) of Council Directive 92/65/EEC.]

(1) (2) *or* [II.2. the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled and the birds other than those referred to in Council Directive 2009/158/EC:

(a) conform to Decision 2007/598/EC and were vaccinated against avian influenza on ..... (date) with vaccine ..... (name) and come from a holding on which vaccination against avian influenza was carried out during the past 12 months;

(b) satisfy the requirements of Article 7 of Council Directive 92/65/EEC;

(c) at the time of examination do not show any clinical sign of any disease to which they are susceptible.]

(1) *or* [II.2. the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled and the lagomorphs:

(a) satisfy the requirements of Article 9 of Council Directive 92/65/EEC;

(b) at the time of examination do not show any clinical signs of disease to which they are susceptible.]

(1) *or* [II.2. the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled and the dogs underwent a clinical examination, within 24 hours before dispatch, by a veterinarian authorised by the competent authority, and that examination showed the animals to be in good health, and satisfy, in accordance with Article 10(2) of Council Directive 92/65/EEC, the requirements laid down in Article 5 of Regulation (EC) No 998/2003 of the European Parliament and of the Council,

and (1) *either* [have not been treated against *Echinococcus multilocularis*.]

(1) *or* [have been treated against *Echinococcus multilocularis* in accordance with Commission Delegated Regulation (EU) No 1152/2011.]]

(1) *or* [II.2. the conditions of Article 4 of Council Directive 92/65/EEC are fulfilled and the cats (1)/ferrets (1) underwent a clinical examination, within 24 hours before dispatch, by a veterinarian authorised by the competent authority, and that examination showed the animals to be in good health, and satisfy, in accordance with Article 10(2) of Council Directive 92/65/EEC, the requirements laid down in Article 5 of Regulation (EC) No 998/2003 of the European Parliament and of the Council.]

(1) *or* [II.2. the consignment of more than five dogs to be moved for non-commercial purposes in accordance with Commission Regulation (EU) No 388/2010 underwent a clinical examination, within 24 hours before dispatch, by a veterinarian authorised by the competent authority, and that examination showed the animals to be in good health, and the animals satisfy, in accordance with Article 10(2) of Council Directive 92/65/EEC, the requirements laid down in Article 5 of Regulation (EC) No 998/2003 of the European Parliament and of the Council,

and (1) *either* [their scheduled destination indicated in Box I.10, or in Box I.11 where regionalisation is applied, does not require a treatment against *Echinococcus multilocularis* in accordance with Commission Delegated Regulation (EU) No 1152/2011.]

(1) *or* [they have been treated against *Echinococcus multilocularis* in accordance with Article 7 of Commission Delegated Regulation (EU) No 1152/2011.]]

EUROPEAN UNION **92/65 EI Animals from holdings (ungulates, birds (2), lagomorphs, dogs, cats and ferrets)**

II. **Health information**	II.a. Certificate reference number	II.b.

(1) *or* [II.2. the consignment of more than five cats (1)/ferrets (1) to be moved for non-commercial purposes in accordance with Commission Regulation (EU) No 388/2010 underwent a clinical examination, within 24 hours before dispatch, by a veterinarian authorised by the competent authority, and that examination showed the animals to be in good health and the animals satisfy, in accordance with Article 10(2) of Council Directive 92/65/EEC, the requirements laid down in Article 5 of Regulation (EC) No 998/2003 of the European Parliament and of the Council;]

II.3. The additional guarantees regarding diseases listed in Annex B (3) to Council Directive 92/65/EEC are as follows: (1)

Disease	Decision
Disease	Decision
Disease	Decision

II.4. This certificate is valid until ..... (4)

Notes

Part I:

— Box references I.1 to I.4, I.8, I.20, I.25 and I.31: Required for non-commercial movement of more than five dogs, cats and ferrets.

— 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.25: Indicate "Pets" only when more than five dogs, cats or ferrets are to be certified for strictly non-commercial movements.

— Box reference I.31: Identification system: individual identification must be used wherever possible but in the case of small animals, batch identification may be used.

Part II:

(1) Delete as necessary.

(2) Certification requirements only apply to birds that have been vaccinated against avian influenza under a preventive vaccination plan approved by Commission Decision 2007/598/EC.

(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 dogs, cats and ferrets moved for non-commercial purposes in accordance with Commission Regulation (EU) No 388/2010, in which case the certificate is valid for a period of four months or until the date of expiry of the anti-rabies vaccination shown in Section IV of the passport, whichever is earlier.

— The colour of the stamp and signature must be different from that of the other particulars in the certificate.

Official veterinarian or official inspector

Name (in capital letters):	Qualification and title:
Local veterinary unit:	LVU No:
Date:	Signature:

Stamp:'

(2) Part 3 is replaced by the following:

Part 3 —

Health certificate for trade in animals, semen, ova and embryos from approved bodies, institutes or centres 92/65 EIII

EUROPEAN UNION **Intra trade certificate**

Part I: Details of consignment presented

I.1. Consignor
Name
Address
Postal code

I.2. Certificate reference No | I.2.a. Local reference No

I.3. Central competent authority

I.4. Local competent authority

I.5. Consignee
Name
Address
Postal code

I.6. No(s) of related original certificates | No(s) of accompanying documents

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
Approved body ☐
Name | Approval number
Address
Postal code

I.13. Place of destination
Approved body ☐
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 ☐ Ship ☐ Railway wagon ☐
Road vehicle ☐ Other ☐
Identification

I.17. Transporter
Name | Approval number
Address
Postal code

I.18. Description of commodity

I.19. Commodity code (CN code)

I.20. Quantity

I.21.

I.22. Number of packages

I.23. Seal/Container No

I.24.

I.25. Commodities certified for:
Approved body ☐

I.26. Transit through third country ☐
Third country | ISO code
Exit point | Code
Entry point | BIP No

I.27. Transit through Member States ☐
Member State | ISO code
Member State | ISO code
Member State | ISO code

I.28. Export ☐
Third country | ISO code
Exit point | Code

I.29. Estimated journey time

I.30. Route plan
Yes ☐ No ☐

I.31. Identification of the commodities

Species (scientific name)	Identification system	Identification number	Sex	Age	Quantity

EUROPEAN UNION **92/65 EIII Animals from approved bodies, institutes or centres**

Part II: Certification

II. **Health information**	II.a. Certificate reference number	II.b.

I, the undersigned official veterinarian (1)/veterinarian responsible for the establishment of origin and approved by the competent authority (1) certify that:

II.1. The body, institute or centre of origin is approved in accordance with Annex C to Council Directive 92/65/EEC for the purpose of trade in the animals, semen, ova or embryos described in Box I.18.

II.2. The animals (1)/donor animals (1) described in this certificate have been examined today (1)/on the day of collection (1) and found to be healthy and free of clinical signs of infectious diseases including those listed in Annex A to Directive 92/65/EEC and are not subject to any official restrictions and remained in this body, institute or centre either since birth or for the following time ..... *(months or years)*.

II.3. 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 and IATA requirements and/or CITES guidelines for transport, where applicable.

II.4. The additional guarantees regarding diseases listed in Annex B (2) to Council Directive 92/65/EEC are as follows: (1)

Disease	Decision
Disease	Decision
Disease	Decision

[II.5. Birds conforming to Decision 2007/598/EC were vaccinated against avian influenza on ..... (date) with vaccine ..... (name) and come from an approved body, institute or centre of origin on which vaccination against avian influenza was carried out during the past 12 months.] (1)

Notes

Part I:

— Box reference I.6: No(s) of accompanying documents: CITES, if applicable.

— Box reference I.19: Use the appropriate HS code: 01.06.11, 01.06.19, 01.06.31, 01.06.32, 01.06.39, 05.11.99.85.

— Box reference I.31: *Identification system*: individual identification must be used wherever possible but in the case of small animals, batch identification may be used.

In the case of semen, ova and embryos it shall correspond to the *donor identity* and the *date of collection* and shall be indicated in the following format: official identification of the animal/dd/mm/yyyy.

Age and *sex*: to be completed only in the case of live animals, if appropriate.

Quantity: in the case of semen, ova and embryos the number of straws, ampoules or other packaging express as units should be indicated.

Part II:

(1) Delete as necessary.

(2) 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 veterinarian or official inspector

Name (in capital letters):	Qualification and title:
Local veterinary unit:	LVU No:
Date:	Signature:

Stamp:'

(**1**) OJ L 268, 14.9.1992, p. 54.

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

(**3**) OJ L 230, 1.9.2007, p. 20.

(**4**) OJ L 146, 13.6.2003, p. 1.

(**5**) OJ L 296, 15.11.2011, p. 6.

(**6**) OJ L 187, 8.7.2006, p. 37.

Changes to legislation:
Commission Implementing Decision of 17 February 2012 amending Annex E to Council Directive 92/65/EEC as regards the model health certificates for animals from holdings and animals, semen, ova and embryos from approved bodies, institutes or centres (notified under document C(2012) 860) (Text with EEA relevance) (2012/112/EU) is up to date with all changes known to be in force on or before 12 December 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to :

– Decision implicit repeal by EUR 2016/429 Regulation