

Council Decision of 22 July 1997 concerning the list referred to in the second subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and in Article 1 (1) (a) of Commission Regulation (EC) No 35/97 (97/602/EC)

COUNCIL DECISION

of 22 July 1997

concerning the list referred to in the second subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and in Article 1 (1) (a) of Commission Regulation (EC) No 35/97

(97/602/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the proposal from the Commission,

Having regard to Council Regulation (EEC) No 3254/91 of 4 November 1991 prohibiting the use of leghold traps in the Community and the introduction into the Community of pelts and manufactured goods of certain wild animal species originating in countries which catch them by means of leghold traps or trapping methods which do not meet international humane trapping standards⁽¹⁾, and in particular the second subparagraph of Article 3 (1) thereof,

Whereas Commission Regulation (EC) No 35/97 of 10 January 1997 laying down provisions on the certification of pelts and goods covered by Council Regulation (EEC) No 3254/91⁽²⁾, and in particular Article 1 (1) (a) thereof, is applicable only with respect to the importation of pelts of animals not born and bred in captivity from countries appearing on the list in the Annex to this Decision;

Whereas the said list has been established on the basis of information requested by the Commission from countries within the known distribution area of the species referred to in Annex I to Regulation (EEC) No 3254/91;

Whereas an International Agreement on Humane Trapping Standards has been sent to the Council for approval; whereas it is appropriate to refrain from acts which would defeat the object and the purpose of the Agreement; whereas the list includes therefore the countries which have initialled the Agreement;

Whereas, inter alia, pending accession to the International Agreement on Humane Trapping Standards by additional third countries or any other situation covered by Article 3 (1) of Regulation (EEC) No 3254/91, this Decision can be only of a transitional nature; whereas the aforementioned list should be amended immediately according to the new situations, in order not to hinder the trade in furs and fur-related products;

Changes to legislation: There are outstanding changes not yet made to Council Decision of 22 July 1997 concerning the list referred to in the second subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and in Article 1 (1) (a) of Commission Regulation (EC) No 35/97 (97/602/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Whereas the Committee referred to in Article 5 of Regulation (EEC) No 3254/91 and consulted by written procedure on 20 December 1996 has not delivered a favourable opinion on the draft Commission decision identifying the list of authorized countries,

HAS ADOPTED THIS DECISION:

Article 1

The list of countries which meet at least one of the conditions set out in the first subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and referred to in Article 1 (1) (a) of Commission Regulation (EC) No 35/97 is contained in the Annex to this Decision, together with the species concerned.

Article 2

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

Article 3

This Decision is addressed to the Member States.

Changes to legislation: There are outstanding changes not yet made to Council Decision of 22 July 1997 concerning the list referred to in the second subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and in Article 1 (1) (a) of Commission Regulation (EC) No 35/97 (97/602/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

[^{F1}] ANNEX

Textual Amendments

F1 Substituted by [Commission Decision of 14 October 1998 amending Council Decision 97/602/EC concerning the list referred to in the second subparagraph of Article 3\(1\) of Regulation \(EEC\) No 3254/91 and in Article 1\(1\)\(a\) of Commission Regulation \(EC\) No 35/97 \(notified under document number C\(1998\) 3064\) \(98/596/EC\)](#).

Country	Species
Belize	<i>Procyon lotor</i>
[^{F2}]	
Canada	Canis latrans Canis lupus Castor canadensis Felis rufus Lutra canadensis Lynx canadensis Martes americana Martes pennanti Mustela erminea Ondatra zibethicus Procyon lotor Taxidea taxus
People's Republic of China	Canis lupus Martes zibellina Mustela erminea Ondatra zibethicus
[^{F3}]	
[^{F4}]	
El Salvador	<i>Procyon lotor</i>
Greenland	<i>Canis lupus</i>
[^{F4}]	
Jordan	<i>Canis lupus</i>
Republic of Korea	Martes zibellina Canis lupus
Lebanon	<i>Canis lupus</i>
Mexico	Canis lupus Castor latrans Castor canadensis Feslis rufus Ondatra zibethicus Procyon lotor Taxidea taxus

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Moldova	Canis lupus Mustela erminea
Nicaragua	<i>Procyon lotor</i>
Norway	Canis lupus Mustela erminea Ondatra zibethicus
Pakistan	Canis lupus Mustela erminea
Panama	<i>Procyon lotor</i>
[^{F4}]	
[^{F2}]	
Russian Federation	Canis lupus Martes zibellina Mustela erminea Ondatra zibethicus Procyon lotor
[^{F4}]	
[^{F4}]	
Turkey	<i>Canis lupus</i>
United States of America	Canis latrans Canis lupus Castor canadensis Felis rufus Lutra canadensis Lynx canadensis Martes americana Martes pennanti Mustela erminea Ondatra zibethicus Procyon lotor Taxidea taxus]

Textual Amendments

- F2** Deleted by Council Regulation (EC) No 1791/2006 of 20 November 2006 adapting certain Regulations and Decisions in the fields of free movement of goods, freedom of movement of persons, company law, competition policy, agriculture (including veterinary and phytosanitary legislation), transport policy, taxation, statistics, energy, environment, cooperation in the fields of justice and home affairs, customs union, external relations, common foreign and security policy and institutions, by reason of the accession of Bulgaria and Romania.
- F3** Deleted by Council Regulation (EU) No 517/2013 of 13 May 2013 adapting certain regulations and decisions in the fields of free movement of goods, freedom of movement for persons, company law, competition policy, agriculture, food safety, veterinary and phytosanitary policy, transport policy, energy, taxation, statistics, trans-European networks, judiciary and fundamental rights, justice, freedom and

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security, environment, customs union, external relations, foreign, security and defence policy and institutions, by reason of the accession of the Republic of Croatia.

- F4** Deleted by Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded.

Changes to legislation: There are outstanding changes not yet made to Council Decision of 22 July 1997 concerning the list referred to in the second subparagraph of Article 3 (1) of Regulation (EEC) No 3254/91 and in Article 1 (1) (a) of Commission Regulation (EC) No 35/97 (97/602/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (1) [OJ L 308, 9. 11. 1991, p. 1.](#)
- (2) [OJ L 8, 11. 1. 1997, p. 2.](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- Annex substituted by [S.I. 2019/16 Sch. 1](#)
- Art. 1 substituted by [S.I. 2019/16 reg. 4\(2\)](#)
- Art. 2 omitted by [S.I. 2019/16 reg. 4\(3\)](#)
- Art. 3 omitted by [S.I. 2019/16 reg. 4\(3\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Art. 1(1) words substituted in earlier amending provision [S.I. 2019/16, reg. 4\(2\)](#) by [S.I. 2020/1590 reg. 4\(4\)](#)