SCHEDULE 3

PART 1

LEGISLATION ON INTRA-COMMUNITY TRADE

Bovine animals and swine

1. Council Directive 64/432/EEC on health problems affecting intra-Community trade in bovine animals and swine as replaced by the Annex to Council Directive 97/12/EC (OJNo. L 109, 25.4.97, p. 1).

Council Directive 97/12/EC and Council Directive 64/432/EEC have been amended by:

Commission Decision 90/208/EEC (OJ No. L108, 28.4.90, p.102);

Commission Decision 90/425/EC (OJ No. L224, 18.8.90, p. 29);

Commission Decision 91/52/EEC (OJ No. L34, 6.2.91, p. 12);

Commission Decision 95/108/EC (OJ No. L79, 7.4.95, p. 29);

Commission Decision 95/109/EC (OJ No. L79, 7.4.95, p. 32);

Council Directive 98/46/EC (OJ No. L198, 15.7.98, p. 22);

Council Directive 98/99/EC (OJ No. L358, 31.12.98, p. 107);

Commission Decision 98/362/EC (OJ No. L163, 6.6.98, p. 48);

Commission Decision 98/548/EC (OJ No. L263, 26.9.98, p. 35);

Commission Decision 98/621/EC (OJ No. L296, 5.11.98, p. 15)

Commission Decision 99/384/EC (OJ No. L146, 11.6.99, p. 52);

Commission Decision 99/399/EC (OJ No. L150, 17.6.99, p. 32);

Commission Decision 99/579/EC (OJ No. L219, 19.8.99, p. 53);

and as read with the European international instruments.

Relevant provisions: Articles 3.2, 4.1, 5.1, 5.2, 5.5, 6.1, 6.2, 6.3, 7 (in the case of imports) and 12.3.

- (a) The official health certificate accompanying all cattle imported into England or Wales from Spain must contain the statement: "Live cattle in accordance with Commission Decision 90/208/EEC on contagious bovine pleuro-pneumonia".
- (b) The official health certificate accompanying all cattle imported into England or Wales from Portugal must contain the statement "Live cattle in accordance with Commission Decision 91/52/EEC on contagious bovine pleuro-pneumonia".
- (c) The official health certificate accompanying all swine imported into England or Wales from any other member State except Austria, Denmark, Finland and Sweden and those regions of France and Germany specified in Commission Decisions amending Decision 93/24/EEC must contain the statement: "Pigs in accordance with Commission Decision 93/24/EEC of 11 December 1992 concerning Aujeszky's disease(1). In the case of pigs for breeding, the test used was the whole virus ELISA/ELISA for g1 antibodies (delete where applicable)".
- (d) In the event of the prohibition on the export of cattle from England or Wales imposed by Commission Decision 98/256/EC on emergency measures to protect against Bovine

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⁽¹⁾ OJ No. L16, 25.1.93, p.16.

Spongiform Encephalopathy (OJ No. L113, 15.4.98, p. 32) being revoked so as to allow the despatch of cattle from Great Britain to another member State or a third country, the official health certificate accompanying all cattle exported from England or Wales to Denmark or Finland must contain the statement: "Bovines in accordance with Commission Decision 93/42/EEC of 21st December 1992 concerning IBR for bovines being sent to member States or Regions listed in the Annex to the said Decision".

- (e) In the event of the prohibition on the export of cattle from Great Britain imposed by Commission Decision 98/256/EC on emergency measures to protect against Bovine Spongiform Encephalopathy (OJ No. L113. 15.4.98, p. 32) being revoked so as to allow the despatch of cattle from England or Wales to another member State or a third country, the official health certificate accompanying all cattle exported from England or Wales to Austria and Sweden must contain the statement "Bovines in accordance with Commission Decision 95/109/EC".
- (f) In accordance with Commission Decision 95/108/EC the importation into England or Wales from the Italian region of Sardinia of animals of the suidae family is prohibited.

Bovine semen

2. Council Directive 88/407/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the bovine species (OJ No. L194, 22.7.88, p. 10), as amended by:

Council Directive 90/120/EEC (OJ No. L71, 17.3.90, p. 37); Council Directive 90/425/EEC (OJ No. L224, 18.8.90, p. 29); Council Directive 93/60/EEC (OJ No. L186, 28.7.93, p. 28); and as read with the European international instruments.

Relevant provisions: Articles 3, 4.1, and 6.

Bovine embryos

3. Council Directive 89/556/EEC on animal health conditions concerning intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species (OJ No. L302, 19.10.89, p.1), as amended by, and as read with:

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Council Directive 90/425/EEC (OJ No. L224, 18.8.90, p. 29); Commission Decision 92/290/EEC (OJ No.L152, 4.6.92, p. 37); Council Directive 93/52/EEC (OJ No. L175, 19.7.93, p. 21); Commission Decision 94/113/EC (OJ No. L53, 24.2.94, p. 23); and as read with the European international instruments. Relevant provisions: Articles 3 and 6.
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Equidae

4. Council Directive 90/426/EEC on health conditions governing the movement of equidae and their import from third countries (OJ No. L224, 18.8.90, p. 42), as amended by, and as read with:

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Council Directive 90/425/EEC (OJ No. L224, 18.8.90, p. 29);
Council Directive 91/496/EEC (OJ No. L268, 24.9.91, p. 56);
Council Directive 92/36/EEC (OJ No. L157, 10.6.92, p. 28);
Commission Decision 92/130/EEC (OJ No. L47, 22.2.92, p. 26);
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and as read with the European international instruments.

Relevant provisions: Articles 4, 5, 7.1, and 8.

- (a) The requirements of Articles 4.1, 4.2 and 8 shall not apply in respect of the export to or the import from the Republic of Ireland of any equidae, or the export to or the import from France of registered horse accompanied by an identification document provided for in Council Directive 90/427/EEC (OJ No. L224, 18.8.90, p. 55).
- (b) The derogation permitted under Article 7.2 shall not apply in relation to equidae brought into England or Wales.

Porcine Semen

5. Council Directive 90/429/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species (OJ No. L224, 18.8.90, p. 62) and Commission Decision 99/608/EC (OJ No. L242, 14.9.99, p. 20);

and as read with the European international instruments.

Relevant provisions: Articles 3, 4.1, 4.2 and 6.1.

The official health certification accompanying all porcine semen imported into England or Wales from any other member State must state that the semen was collected from boars "on a collection centre which only contains animals that have not been vaccinated against Aujeszky's disease and which have reacted negatively to the serum neutralisation test or to the ELISA test for Aujeszky's disease, in accordance with the provisions of Council Directive 90/429/EEC" and paragraph 13(b)(ii) of the model health certificate provided in Annex D of Council Directive 90/429/EEC must be deleted in all cases.

Poultry and hatching eggs

6. Council Directive 90/539/EEC on animal health conditions governing intra-Community trade in, and imports from third countries of poultry and hatching eggs (OJ No. L303, 30.10.90, p. 6), as amended by, and as read with:

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Council Directive 90/425/EEC (OJ No. L224, 18.8.90, p. 29);
Council Directive 91/494/EEC (OJ No. L268, 24.9.91, p. 35);
Council Directive 91/496/EEC (OJ No. L268, 24.9.91, p. 56);
Council Directive 92/65/EEC (OJ No. L268, 14.9.92, p. 54);
Commission Decision 92/340/EEC (OJ No. L188, 8.7.92, p. 34);
Commission Decision 92/369/EEC (OJ No. L195, 14.7.92, p. 25);
Council Directive 93/120/EEC (OJ No. L340, 31.12.93, p. 35);
Commission Decision 95/160/EC (OJ No. L105, 9.5.95, p. 40);
Commission Decision 95/161/EC (OJ No. L105, 9.5.95, p. 44);
Council Directive 95/410/EC (OJ No. L243, 11.10.95, p. 25);
Commission Decision 97/278/EC (OJ No. L110, 26.4.97, p. 77);
Council Directive 99/90/EC (OJ No. L300, 23.11.1999, p. 19)
and as read with the European international instruments.
Relevant provisions: Articles 6 to 11, 12.1, and 15 to 17.
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(a) The official health certification accompanying breeding poultry exported from England or Wales to Finland or Sweden must contain the statement that they have been tested

- for salmonella with negative results in accordance with Commission Decision 95/160/EC of 21 April 1995.
- (b) The official health certification accompanying day-old chicks exported from England or Wales to Finland or Sweden must contain the statement that they come from flocks which have been tested for salmonella with negative results in accordance with Commission Decision 95/160/EC of 21 April 1995.
- (c) The official health certification accompanying laying hens exported from England or Wales to Finland or Sweden must contain the statement that they have been tested for salmonella with negative results in accordance with Commission Decision 95/161/EC of 21 April 1995.
- (d) The official health certification accompanying poultry for slaughter exported from England or Wales to Finland or Sweden must contain the statement that they have undergone microbiological testing with negative results in accordance with Council Decisions 95/410/EC of 22 June 1995.

Animal waste

7. Council Directive 90/667/EEC laying down the veterinary rules for the disposal and processing of animal waste, for its placing on the market and for the prevention of pathogens in feeding stuffs of animal or fish origin (OJ No. L363, 27.12.90, p. 51), as amended by, and as read with:

Council Directive 92/118/EEC (OJ No. L62. 15.3.93, p. 49);

Commission Decision 92/562/EEC (OJ No. L359, 9.12.92, p. 23);

Commission Decision 97/735/EC ((OJ No. L294, 28.10.97, p. 7);

Commission Decision 99/534/EC (OJ No. L204, 4.8.99, p. 37);

and as read with the European international instruments.

Relevant provisions: Articles 3, 5 and 15

Fish

Farmed fish

8.—(1) Council Directive 91/67/EEC concerning the animal health conditions governing the placing on the market of aquaculture animals and products (OJ No. L46, 19.2.91, p. 1), as amended by, and as read with:

Commission Decision 92/528/EEC (OJ No. L332, 18.11.92, p. 25);

Commission Decision 92/538/EEC (OJ No. L347, 28.11.92, p. 67) (as amended by Commission Decision 94/817/EC (OJ No. L337, 24.12.94, p. 88));

Commission Decision 93/22/EEC (OJ No. L16, 25.1.93, p. 8);

Commission Decision 93/39/EEC (OJ No. L16, 25.1.93, p. 46);

Commission Decision 93/40/EEC (OJ No. L16, 25.1.93, p. 47);

Commission Decision 93/44/EEC (OJ No. L16, 25.1.93, p. 53) (as amended by Commission Decision 94/865/EC (OJ No. L352, 31.12.94, p. 75));

Council Directive 93/54/EEC (OJ No. L175, 19.7.93, p. 34) insofar as it applies to exports;

Commission Decision 93/55/EEC (OJ No, L14, 22.1.93, p. 24) (as amended by Commission Decision 93/169/EC (OJ No. L71, 24.3.93, p. 16));

Commission Decision 93/56/EEC (OJ No. L14, 22.1.93, p. 25);

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Commission Decision 93/57/EEC (OJ No. L14, 22.1.93, p. 26);
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Commission Decision 93/58/EEC (OJ No. L14, 22.1.93, p. 27);

Commission Decision 93/73/EEC (OJ No. L27, 4.2.93, p. 34) (as amended by Commission Decision 97/804/EC (OJ No. L329, 29.11.97, p. 70));

Commission Decision 93/74/EEC (OJ No. L27, 4.2.93, p. 35) (as amended by Commission Decision 94/450/EC (OJ No. L187, 22.7.94, p. 8) and Commission Decision 96/218/EC (OJ No. L72, 21.3.96, p. 39) and Commission Decision 99/489/EC (OJ No. L190, 23.7.99, p. 41));

Commission Decision 94/862/EC (OJ No. L352, 31.12.94, p. 72);

Commission Decision 94/863/EC (OJ No. L352, 31.12.94, p. 73);

Commission Decision 94/864/EC (OJ No. L352, 31.12.94, p. 74);

Commission Decision 95/336/EC (OJ No. L195, 18.8.95, p. 26);

Commission Decision 95/352/EC (OJ No. L204, 30.8.95, p. 13);

Commission Decision 95/124/EC (OJ No. L84, 14.4.95, p. 6) (as amended by Commission Decision 96/265/EC (OJ No. L91, 12.4.96, p. 72), Commission Decision 97/228/EC (OJ No. L91, 5.4.97, p. 35), Commission Decision 99/521/EC (OJ No. L199, 30.7.99, p. 73), Commission Decision 2000/173/EC (OJ No. L55, 29.2.2000, p. 74) and Commission Decision 2000/312/EC (OJ No. L104, 29.4.2000, p. 80));

Commission Decision 95/125/EC (OJ No. L84, 14.4.95, p. 8) (as amended by Commission Decision 95/481/EC (OJ No. L275, 18.11.95, p. 26) and Commission Decision 99/550/EC (OJ No. L209, 7.8.99, p. 39));

Commission Decision 95/470/EC (OJ No. L269, 11.11.95, p. 28);

Commission Decision 95/473/EC (OJ No. L269, 11.11.95, p. 31) (as amended by Commission Decision 96/289/EC (OJ No. L109, 3.5.96, p. 23), Commission Decision 97/227/EC (OJ No. L91, 5.4.97, p. 33), Commission Decision 99/556/EC (OJ No. L211, 11.8.99, p. 50) and Commission Decision 2000/172/EC OJ No. L55, 29.2.2000, p. 71));

Commission Decision 95/479/EC (OJ No. L275, 18.1.95, p. 23);

Commission Decision 96/94/EC (OJ No. L21, 27.1.96, p. 73);

Commission Decision 96/221/EC (OJ No. L74, 22.3.96, p. 42);

Commission Decision 96/233/EC (OJ No. L77, 27.3.96, p. 33) (as amended by Commission Decision 97/234/EC (OJ No. L94, 9.4.97, p. 15) and Commission Decision 99/512/EC (OJ No. L195, 28.7.99, p. 37));

Commission Decision 96/490/EC (OJ No. L202, 10.8.96, p. 21);

Council Directive 97/79/EC (OJ No. L24, 30.1.98, p. 31);

Commission Decision 97/185/EC (OJ No. L77, 19.3.97, p. 31);

Commission Decision 98/357/EEC (OJ No. L162, 5.6.98, p. 42);

Commission Decision 98/359/EC (OJ No. L163, 6.6.98, p. 43);

Commission Decision 98/361/EC (OJ No. L163, 6.6.98, p. 46) (as amended by Commission Decision 99/513/EC (OJ No. L195, 28.7.99, p. 39), Commission Decision 2000/187/EC (OJ No. L59, 4.3.2000, p. 14) and Commission Decision 2000/311/EC (OJ No. L104, 29.4.2000, p. 77));

Commission Decision 98/395/EC (OJ No. L176, 20.6.98, p. 30);

Council Directive 98/45/EC (OJ No. L189, 3.7.98, p. 12);

Commission Decision 99/567/EC (OJ No. 216, 14.8.99, p. 13);

Commission Decision 2000/171/EC (OJ No. L55, 29.2.2000, p. 70);

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Commission Decision 2000/173/EC (OJ No. L55, 29.2.2000, p. 74); Commission Decision 2000/174/EC (OJ No. L55, 29.2.2000, p. 77); Commission Decision 2000/188/EC (OJ No. L59, 4.3.2000, p. 17); Commission Decision 2000/310/EC (OJ No. L104, 29.4.2000, p. 76); Commission Decision 2000/312/EC (OJ No. L104, 29.4.2000, p. 80);
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and as read with the European international instruments.

Relevant provisions: The following provisions in so far as they apply to live fish, eggs and gametes: Articles 3, 4, 7 to 11, and 14 and 16.

- (a) Aquaculture animals and products from Iceland and Norway to which Directive 91/67/ EEC applies must be imported at a border inspection post.
- (b) In accordance with the derogation in paragraph 8 of Annex 1 of the Decision on the conclusion of the Agreement on the European Economic Area between the European Communities, their Member States and the Republic of Austria, the Republic of Finland, the Republic of Iceland, the Principality of Liechtenstein, the Kingdom of Norway, the Kingdom of Sweden and the Swiss Confederation the provisions of Directive 91/67/EEC shall not apply to imports of live fish and crustaceans as well as eggs and gametes of fish and crustaceans for farming or restocking which come from Iceland or Norway. Great Britain shall retain existing national measures in respect of imports of these animals and animal products.

Fish other than farmed fish

(2) Council Directive 91/493/EEC laying down the health conditions for the production and placing on the market of fishery products (OJ No. L268, 24.9.91, p. 15), as amended by, and as read with:

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Council Directive 95/71/EC (OJ No. L332, 30.12.95, p. 40);
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Council Directive 92/48/EEC (OJ No. L187, 7.7.92, p. 41), laying down the minimum hygiene rules applicable to fishery products caught on board certain vessels in accordance with Article 3(1) (a) (I) of Council Directive 91/493/EEC.

Relevant provisions: Article 4 of Council Directive 91/493/EEC.

Live Bivalve molluses

(3) Council Directive 91/492/EEC laying down the health conditions for the production and placing on the market of live shellfish (OJ No. L268, 24.9.91, p. 1), as amended by, and as read with Council Directive 97/61/EC (OJ No. L295, 29.10.97, p. 35).

Relevant provisions: Articles 3(1) a-i, 3(2), 4, 7, 8, and 9.

Ovine and caprine animals

9. Council Directive 91/68/EEC on animal health conditions governing intra-Community trade in ovine and caprine animals (OJ No. L46, 19.2.91, p. 19) as read with:

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Council Directive 90/425/EC (OJ No. L224, 18.8.90, p. 29);
Council Directive 92/102/EEC (OJ No. L355, 5.12.92, p. 32);
Commission Decision 93/52/EEC (OJ No. L13, 21.1.93, p. 14);
Commission Decision 94/164/EEC (OJ No. L74, 17.3.94, p. 42);
Commission Decision 94/877/EC (OJ No. L352, 31.12.94, p. 102);
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Commission Decision 94/953/EEC (OJ No. L371, 31.12.94, p. 14); Commission Decision 94/965/EEC (OJ No. L371, 31.12.94, p. 31); Commission Decision 94/972/EEC (OJ No. L371, 31.12.94, p. 48); Commission Decision 97/315/EC (OJ No. L137, 28.5.97, p. 20); and as read with the European international instruments.
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Relevant provisions: Articles 4, 5, 6 and 9.

- (a) Only uncastrated rams for breeding with have been tested for contagious epididimytis (Brucella ovis) in accordance with Article 6.c or Council Directive 91/68/EEC may be imported into England or Wales.
- (b) The official health certification accompanying all sheep and goats for fattening and breeding imported into England or Wales must confirm that the animals are eligible for entry into an officially brucellosis free ovine or caprine holding in accordance with Annex A, Chapter 1, point D of Council Directive 91/68/EEC.

Other animals, semen, ova and embryos

10. Council Directive 92/65/EEC 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 Council Directive 90/425/EEC (OJ No. L268, 14.9.92, p. 54), as amended by, and as read with:

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Commission Decision 95/176/EC (OJ No. L117, 24.5.95, p. 23);
Commission Decision 95/294/EC (OJ No. L182, 2.8.95, p. 27);
Commission Decision 95/307/EC (OJ No. L185, 4.8.95, p. 58);
Commission Decision 95/388/EC (OJ No. L234, 3.10.95, p. 30);
Commission Decision 95/483/EC (OJ No. L275, 18.11.95, p. 30);
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and as read with the European international instruments and Joint Committee Decision 69/96 of 17 July 1998 amending Annex 1 (Veterinary and Phytosanitary matters) to the Agreement on the European Economic Area (OJ No. L158, 24.6.99).

Relevant provisions: Articles 3 to 9, 10.1, 10.2 (only insofar as it concerns exports), and 11 to 13.

- (a) By way of derogation from the requirements of article 5.1, the Minister (or in Wales the National Assembly for Wales) may authorise in writing the purchase by a body institute or centre approved under regulation 9 of these Regulations of apes belonging to an individual.
- (b) The importation into England or Wales of lagomorphs which cannot be shown to have been born on the holding of origin and kept in captivity since birth is prohibited except in accordance with the provisions of the Rabies (Importation of Dogs, Cats and Other Mammals) Order 1974. Lagomorphs born on the holding of origin and kept in captivity since birth must be accompanied on importation by an official health certificate confirming that status and that the holding of origin has been free from rabies for at least one month.
- (c) Animals (other than carnivores, primates, bats and lagomorphs) born on the holding of origin and kept in captivity since birth must be accompanied on importation by a certificate completed by the exporter confirming that status and that the animals do not show any obvious signs of disease at the time of export, and that the premises of origin are not subject to any animal health restrictions.

Pathogens

11. Council Directive 92/118/EEC laying down animal and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A(I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC (OJ No. L62, 15.3.93, p. 49).

Relevant provisions: Articles 6 and 7.1.

Pure-bred animals of the bovine species

12. Council Directive 77/504/EEC on pure-bred breeding animals of the bovine species (OJ No. L206, 12.8.1977, p. 8), as amended by, and as read with:

The Act concerning the conditions of accession of the Hellenic Republic to the European Communities (OJ No. L291, 19.11.79, p. 17);

Council Directive 79/268/EEC (OJ No. L62, 13.3.79, p. 5);

Council Regulation 3768/85/EEC (OJ No. L362, 31.12.85, p. 8);

Council Directive 85/586/EEC (OJ No. L372, 31.12.85, p. 44);

Commission Decision 86/404/EEC (OJ No. L233, 20.8.86, p. 19);

Commission Decision 88/124/EEC (OJ No. L62, 8.3.88, p. 32);

Council Directive 91/174/EEC (OJ No. L85, 5.4.91, p. 37);

Council Directive 94/28/EC (OJ No. L178, 12.7.94, p. 66);

Commission Decision 96/80/EC (OJ No. L19, 25.1.96, p. 50);

Commission Decision 96/510/EC (OJ No. L210, 20.8.96, p. 53);

and as read with the European international instruments.

Relevant provisions: Articles 5 and 7.

Breeding animals of the porcine species

13. Council Directive 88/661/EEC on the zootechnical standards applicable to breeding animals of the porcine species (OJ No. L382, 31.12.1988, p. 36), as amended by, and as read with:

Commission Decision 89/503/EEC (OJ No. L247, 23.8.89, p. 22);

Commission Decision 89/506/EEC (OJ No. L247, 23.8.89, p. 34);

Council Directive 94/28/EC (OJ No. L178, 12.7.94, p. 66);

Commission Decision 96/510/EC (OJ No. L210, 20.08.96, p. 53);

and as read with the European international instruments.

Relevant provisions: Articles 2.2, 5, 7.2 and 9.

Pure-bred breeding sheep and goats

14. Council Directive 89/361/EEC concerning pure-bred breeding sheep and goats (OJ No. L153, 6.6.1989, p. 30), as amended by, and as read with:

Commission Decision 90/258/EEC (OJ No. L145, 8.6.90, p. 39);

Council Directive 94/28/EC (OJ No. L178, 12.7.94, p. 66);

Commission Decision 96/510/EC (OJ No. L210, 20.08.96, p. 53);

and as read with the European international instruments.

Status: This is the original version (as it was originally made).

Relevant provisions: Articles 3.2 and 6.

Equidae

15. Council Directive 90/427/EEC on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ No. L224, 18.8.90, p. 55), as amended by, and as read with:

Commission Decision 92/353/EEC (OJ No. L192, 11.7.92, p. 63);

Commission Decision 92/354/EEC (OJ No. L192, 11.7.92, p. 66);

Commission Decision 93/623/EEC (OJ No. L298, 3.12.93, p. 45);

Council Directive 94/28/EC (OJ No. L178, 12.7.94, p. 66);

Commission Decision 96/78/EC (OJ No. L19, 25.1.96, p. 39);

Commission Decision 96/510/EC (OJ No. L210, 20.08.1996, p. 53);

and as read with the European international instruments.

Relevant provisions: Articles 6 and 8.