

Council Regulation (EC) No 1255/97 of 25 June 1997 concerning
Community criteria for control posts and amending the
route plan referred to in the Annex to Directive 91/628/EEC

Article 5

The owner or any natural or legal person running a ^[F1]control post shall be responsible for compliance with the relevant provisions of this Regulation and, to that end, shall be obliged:

- (a) to admit only those animals which have been certified or identified in accordance with the relevant Community legislation, with particular reference to the provisions referred to in Article 3 (3). For this purpose, he shall check or have others check the health or other accompanying documents belonging to the species or categories concerned and randomly check and identification marks on the animals;
- (b) ^[F2]]
- (c) to ensure that the animals staying at control posts are fed and watered at the right time according to the species involved and to provide for this purpose appropriate quantities of feeding stuffs and liquids;
- (d) to care for the animals staying at control posts and, where required, take all necessary steps to guarantee their welfare and compliance with animal-health requirements;
- (e) to call a veterinarian should the need arise
 - to give the appropriate treatment to animals that become sick or injured while under his responsibility and
 - where necessary, to have such animals slaughtered, killed or put down in accordance with Directive 93/119/EC;
- (f) to use staff who possess the appropriate ability, knowledge and professional competence and have for that purpose received specific training either within the undertaking or from a training body or have equivalent practical experience qualifying them to handle and, if necessary, administer appropriate care to the animals concerned;
- (g) to take the necessary steps to ensure that all those handling animals at control posts] comply with the relevant animal-welfare provisions;
- (h) ^[F3]to notify to the competent authority within one working day after departure of a consignment the information set out in point C.7 of Annex I, to keep a record or database of that information, to store it and to hold it at the disposal of the competent authority for at least three years;]
- (i) to inform the competent authority at the earliest opportunity of any perceived irregularities.

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation \(EC\) No 1255/97.](#)

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 1255/97. 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](#)

- F2** Deleted by Council Regulation (EC) No 1040/2003 of 11 June 2003 amending Regulation (EC) No 1255/97 as regards the use of staging points.
- F3** Substituted by Council Regulation (EC) No 1040/2003 of 11 June 2003 amending Regulation (EC) No 1255/97 as regards the use of staging points.

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

- Annex section B para. 5 words substituted by [S.I. 2019/802 reg. 2\(15\)\(c\)](#)
- Art. 2(1) Art. 2 renumbered as Art. 2(1) by [S.I. 2019/802 reg. 2\(3\)\(a\)](#)
- Art. 2(1) words substituted by [S.I. 2019/802 reg. 2\(3\)\(b\)](#)
- Art. 2(2)(3) inserted by [S.I. 2019/802 reg. 2\(3\)\(c\)](#)
- Art. 2(2)(a)(iv) omitted in earlier amending provision S.I. 2019/802, reg. 2(3)(c) by [S.I. 2020/1590 reg. 2\(3\)\(i\)](#)
- Art. 2(2)(c) omitted in earlier amending provision S.I. 2019/802, reg. 2(3)(c) by [S.I. 2020/1590 reg. 2\(3\)\(ii\)](#)
- Art. 2(2)(d)(iv) omitted in earlier amending provision S.I. 2019/802, reg. 2(3)(c) by [S.I. 2020/1590 reg. 2\(3\)\(iii\)](#)
- Art. 2(2)(e) words omitted in earlier amending provision S.I. 2019/802, reg. 2(3)(c) by [S.I. 2020/1590 reg. 2\(3\)\(iv\)](#)
- Art. 2(3) omitted in earlier amending provision S.I. 2019/802, reg. 2(3)(c) by [S.I. 2020/1590 reg. 2\(3\)\(v\)](#)
- Art. 2a inserted by [S.I. 2019/588 reg. 2\(3\)](#)
- Art. 2a(1)(d) omitted in earlier amending provision S.I. 2019/588, reg. 2(3) by [S.I. 2020/1590 reg. 3\(2\)\(a\)\(i\)](#)
- Art. 2a(2)(c) omitted in earlier amending provision S.I. 2019/588, reg. 2(3) by [S.I. 2020/1590 reg. 3\(2\)\(a\)\(ii\)](#)
- Art. 3(3)(a) words substituted by [S.I. 2019/802 reg. 2\(7\)\(b\)](#)
- Art. 3(3)(c) words substituted by [S.I. 2019/802 reg. 2\(7\)\(c\)](#)
- Art. 4(3)(a) words substituted by [S.I. 2019/802 reg. 2\(10\)\(b\)\(i\)](#)
- Art. 4(3)(b)(i) word omitted by [S.I. 2019/802 reg. 2\(10\)\(b\)\(ii\)\(aa\)](#)
- Art. 4(3)(b)(i) words substituted by [S.I. 2019/802 reg. 2\(10\)\(b\)\(ii\)\(bb\)](#)
- Art. 4(3)(b)(i) words substituted by [S.I. 2019/802 reg. 2\(10\)\(b\)\(ii\)\(cc\)](#)
- Art. 4(3)(b)(i) words substituted in earlier amending provision S.I. 2019/802, reg. 2(10)(b)(ii)(cc) by [S.I. 2020/1590 reg. 2\(6\)](#)
- Art. 4(3)(b)(ii) words substituted by [S.I. 2019/802 reg. 2\(10\)\(b\)\(iii\)](#)
- Art. 5(a) words substituted by [S.I. 2019/802 reg. 2\(11\)\(a\)](#)
- Art. 5(e) words substituted by [S.I. 2019/802 reg. 2\(11\)\(b\)](#)
- Art. 5(h)(i) word inserted by [S.I. 2019/802 reg. 2\(11\)\(c\)](#)
- Art. 6c inserted by [S.I. 2019/588 reg. 2\(5\)](#)
- Art. 6c(3) omitted in earlier amending provision S.I. 2019/588, reg. 2(5) by [S.I. 2020/1590 reg. 3\(2\)\(b\)](#)
- Art. 6c(7) omitted in earlier amending provision S.I. 2019/588, reg. 2(5) by [S.I. 2020/1590 reg. 3\(2\)\(b\)](#)