

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

COUNCIL REGULATION (EC) No 1255/97

of 25 June 1997

concerning Community criteria for ^{F1}control posts and amending
the route plan referred to in the Annex to Directive 91/628/EEC

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/628/EEC of 19 November 1991 on the protection of animals during transport and amending Directives 90/425/EEC and 91/496/EEC⁽¹⁾, and in particular Article 13 (2) and Article 14 thereof,

Having regard to the proposal from the Commission,

Whereas Directive 91/628/EEC lays down, in order to improve the welfare of certain categories of transported animals, requirements concerning maximum journey times after which the animals are to be unloaded, fed and watered and rested for at least 24 hours before travelling further;

Whereas such obligatory breaks in the long-distance transport of animals will take place at control posts;

Whereas it is necessary to lay down criteria applicable throughout the Community to be met by control posts so as to ensure the optimum welfare conditions for the animals passing through them and also to provide for certain incidental animal health matters;

Whereas, in order to facilitate the control of the operation of control posts and the vehicles and animals passing through them, it is necessary to provide for the keeping of records and certain other administrative matters;

Whereas, in order to guarantee that the animals transported continue their journey under optimum welfare conditions, the competent authority should ascertain that they are fit to do so;

Whereas, pending measures aimed at charging a Community fee for expenditure incurred by veterinary checks to ascertain whether animals are fit to continue their journey, it should be stipulated that Member States may, in compliance with the general rules of the Treaty, charge such expenditure to the operator concerned;

Whereas to ensure compliance with certain rules applicable to staging posts, the route plan referred to in Chapter VIII of the Annex to Directive 91/628/EEC should be adjusted to the new provisions;

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](#)

Whereas it is important to establish as a first step the rules for control posts accommodating domestic solipeds and domestic animals of the bovine, ovine, caprine and porcine species;

Whereas the Scientific Veterinary Committee has recommended certain minimum requirements for control posts], which have been taken into account,

HAS ADOPTED THIS REGULATION:

.....

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.](#)

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- (1) [OJ No L 340, 11.12.1991, p. 17](#). Directive as last amended by Directive 95/29/EC ([OJ No L 148, 30.6.1995, p. 52](#)).

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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\(2\)\(b\)](#)