

Regulation (EU) 2016/429 of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') (Text with EEA relevance)

PART IV

**REGISTRATION, APPROVAL, TRACEABILITY AND MOVEMENTS**

TITLE I

**TERRESTRIAL ANIMALS, GERMINAL PRODUCTS AND PRODUCTS OF ANIMAL ORIGIN FROM TERRESTRIAL ANIMALS**

CHAPTER I

***Registration, approval, record-keeping and registers***

*Section 1*

***Registration of establishments and certain types of operators***

*Article 84*

**Obligation of operators to register establishments**

1 Operators of establishments keeping terrestrial animals or collecting, producing, processing or storing germinal products shall, in order for their establishments to be registered in accordance with Article 93, before they commence such activities:

- a inform the competent authority of any such establishment under their responsibility;
- b provide the competent authority with the following information:
  - (i) the name and address of the operator concerned;
  - (ii) the location of the establishment and a description of its facilities;
  - (iii) the categories, species and numbers or quantities of kept terrestrial animals or germinal products which they intend to keep on the establishment, and the capacity of the establishment;
  - (iv) the type of establishment; and
  - (v) any other aspects of the establishment which are relevant for the purpose of determining the risk posed by it.

2 Operators of establishments referred to in paragraph 1 shall inform the competent authority of:

- a any changes in the establishment in question concerning the matters referred to in point (b) of paragraph 1;

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b any cessation of activity by the operator or establishment concerned.

3 Establishments which are subject to approval in accordance with Article 94(1) shall not be required to provide the information referred to in paragraph 1 of this Article.

#### Article 85

##### **Derogations from the obligation of operators to register establishments**

By way of derogation from Article 84(1), Member States may exempt from the registration requirement certain categories of establishments posing an insignificant risk, as provided for in an implementing act adopted in accordance with Article 86(2). Member States shall inform the Commission of such exemptions.

#### Article 86

##### **Implementing powers concerning the obligation of operators to register establishments**

1 The Commission may, by means of implementing acts, lay down rules concerning the information to be provided by operators for the purpose of the registration of establishments as provided for in Article 84(1), including the time-limits by which such information is to be provided.

2 The Commission shall, by means of implementing acts, lay down rules concerning the types of establishments that may be exempted by the Member States from the registration requirement in accordance with Article 85, on the basis of:

- a the species, categories and numbers of kept terrestrial animals and germinal products on the establishment in question and the capacity of that establishment;
- b the type of establishment; and
- c the movements of kept terrestrial animals or germinal products into and out of the establishment.

3 The implementing acts referred to in this Article shall be adopted in accordance with the examination procedure referred to in Article 266(2).

#### Article 87

##### **Registration obligations of transporters of kept ungulates and delegated acts**

1 Transporters of kept ungulates engaged in the transportation of those animals between Member States or between a Member State and a third country shall, in order to be registered in accordance with Article 93, before they commence such activities:

- a inform the competent authority of their activity;
- b provide that competent authority with information on:
  - (i) the name and address of the transporter concerned;
  - (ii) the categories, species and numbers of kept ungulates for which transportation is planned;
  - (iii) the type of transport;
  - (iv) the means of transport.

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- 2 Transporters as referred to in paragraph 1 shall inform the competent authority of:
- a any changes concerning the matters referred to in point (b) of paragraph 1;
  - b any cessation of the transport activity.

3 The Commission shall be empowered to adopt delegated acts in accordance with Article 264 supplementing the rules provided for in paragraph 1 of this Article, requiring other types of transporters whose transport activity poses specific and significant risks for certain species or categories of animals to provide adequate information for the purposes of registration of their activity.

#### *Article 88*

### **Derogations from the registration obligation of transporters of kept ungulates**

By way of derogation from Article 87(1), Member States may exempt from the registration requirement certain categories of transporters whose transport activity poses an insignificant risk, as provided for in an implementing act adopted in accordance with Article 89(2). Member States shall inform the Commission of such exemptions.

#### *Article 89*

### **Implementing powers concerning the registration obligation of transporters**

1 The Commission may, by means of implementing acts, lay down rules concerning the information to be provided by transporters for the purposes of registration of their activity, as provided for in Article 87(1) and (3), including the time-limits by which such information is to be provided.

2 The Commission shall, by means of implementing acts, lay down rules concerning the types of transporters that may be exempted by Member States from the registration requirement in accordance with Article 86, on the basis of:

- a the distances over which they transport the ungulates in question; and
- b the categories, species and number of ungulates which they transport.

3 The implementing acts referred to in this Article shall be adopted in accordance with the examination procedure referred to in Article 266(2).

#### *Article 90*

### **Registration obligation of operators conducting assembly operations independently of an establishment**

1 Operators conducting assembly operations for kept ungulates and poultry, independently of an establishment, including those who buy and sell animals, shall, in order to be registered in accordance with Article 93, before they commence their activities, provide the competent authority with information on:

- a the name and address of the operator concerned;
- b the species and categories of kept ungulates and poultry covered by their activity.

2 Operators as referred to in paragraph 1 shall inform the competent authority of:

- a any changes concerning the matters referred to in paragraph 1;

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- b any cessation of activity by the operator concerned.

#### Article 91

### **Derogations from the registration obligation of operators conducting assembly operations**

By way of derogation from Article 90(1), Member States may exempt from the registration requirement certain categories of operators conducting assembly operations posing an insignificant risk, as provided for in an implementing act adopted in accordance with Article 92(2). Member States shall inform the Commission of such exemptions.

#### Article 92

### **Implementing powers concerning the registration obligation of operators conducting assembly operations**

1 The Commission may, by means of implementing acts, lay down rules concerning the information to be provided by operators for the purpose of registration as provided for in Article 90(1), including the time-limits by which such information is to be provided.

2 The Commission shall, by means of implementing acts, lay down rules concerning the types of operators that may be exempted by Member States from the registration requirement in accordance with Article 91, provided that the activity of such operators poses an insignificant risk and on the basis of species, the categories and numbers of kept terrestrial animals covered by their activity.

3 The implementing acts referred to in this Article shall be adopted in accordance with the examination procedure referred to in Article 266(2).

#### Article 93

### **Obligation of the competent authority concerning registration**

A competent authority shall register:

- (a) establishments in the register provided for in Article 101(1), where the operator concerned has provided the information required in accordance with Article 84(1);
- (b) transporters in the register provided for in Article 101(1), where the transporter concerned has provided the information required in accordance with Article 87(1) and (3);
- (c) operators conducting assembly operations independently of an establishment, in the register provided for in Article 101(1), where the operator concerned has provided the information required in accordance with Article 90(1).

The competent authority shall assign each establishment, transporter and operator as referred to in points (a) to (c) of the first paragraph with a unique registration number.

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

- Art. 17(1A) words substituted by [S.I. 2021/1273 reg. 8Sch. 2 para. \(t\)](#)