COUNCIL DECISION

of 17 May 1982

amending Commission Decision 82/259/EEC of 6 April 1982 concerning certain protective measures against foot-and-mouth disease

(82/370/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine [1], as last amended by Directive 81/476/EEC [2], and in particular Article 9 thereof,

Having regard to Council Directive 72/461/EEC of 12 December 1972 on health problems affecting intra-Community trade in fresh meat [3], as last amended by Directive 81/476/EEC, and in particular Article 8 thereof,

Having regard to Council Directive 80/215/EEC of 22 January 1980 on animal health problems affecting intra-Community trade in meat products [4], as amended by Directive 81/476/EEC, and in particular Article 7 thereof,

Having regard to the proposal from the Commission,

Whereas an outbreak of foot-and-mouth disease has occurred in Denmark; whereas this outbreak is liable to endanger the herds of other Member States, in view of the large-scale trade both in animals and fresh meat;

Whereas, in view of this situation, the Commission adopted on 6 April 1982 Decision 82/259/EEC concerning certain protective measures against foot-and-mouth disease [5];

Whereas on 4 May 1982 foot-and-mouth disease spread to the island of Zealand; whereas certain Member States have consequently taken protective measures; whereas these measures should be coordinated and, taking into account trends in the situation, their abolition should possibly be coordinated;

Whereas provision should be made for the health certificate accompanying the fresh meat and meat-based products to bear a special indication evidencing compliance with the provisions laid down by this Decision until the Danish authorities withdraw their national protective measures;

Whereas, since the Standing Veterinary Committee has not given its assent, the Commission is unable to adopt the provisions it had envisaged on this matter under the procedure provided for in Article 9 of Directive 64/432/EEC, Article 8 of Directive 72/461/EEC and Article 7 of Directive 80/215/EEC,

HAS ADOPTED THIS DECISION:

Article 1

Commission Decision 82/259/EEC is hereby amended as follows:

1. Article 3 shall be replaced by the following:

'*Article 3*

(a) Without prejudice to the protective measures applied by the Danish authorities around the last outbreaks of foot-and-mouth disease on the islands of Funen and Zealand respectively, the following shall be authorized in compliance with the provisions of the Directives concerned and as soon as this Decision is notified:

— the sending of live bovine animals and swine,

— the sending of fresh meat of bovine animals, swine or sheep and goats,

— the sending of meat-based products other than those having undergone one of the treatments referred to in Article 4 (1) of Directive 80/215/EEC,

coming from those islands.

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(1) OJ No 121, 29. 7. 1964, p. 1977/64.
(2) OJ No L 186, 8. 7. 1981, p. 20.
(3) OJ No L 302, 31. 12. 1972, p. 24.
(4) OJ No L 47, 21. 2. 1980, p. 4.
(5) OJ No L 111, 24. 4. 1982, p. 28.

(b) The health certificate accompanying the fresh meat and meat-based products referred to in paragraph (a) must bear one of the following indications:

— with respect to Funen: "obtained in accordance with the provisions of Commission Decision 82/259/EEC",

— with respect to Zealand: "obtained after 18 May 1982".'

2. Article 4 shall be replaced by the following:

'*Article 4*

The Member States shall amend the measures applied to trade so that they comply with this Decision. They shall immediately inform the Commission thereof.'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 May 1982.

For the Council

The President

P. de KEERSMAEKER