II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 11 April 1985

amending for the second time Decision 85/163/EEC on certain protective measures against foot-and-mouth disease in Italy

(85/234/EEC)

THE COMMISSION 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 84/644/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 84/643/EEC [4], and in particular Article 8 thereof,

Having regard to Council Directive 80/215/EEC of 22 January 1980 on health problems affecting intra-Community trade in meat products [5], as last amended by Directive 81/476/EEC [6], and in particular Article 7 thereof,

Whereas an outbreak of foot-and-mouth disease has occurred in Italy; whereas that outbreak is such as to constitute a danger to the livestock of the other Member States, owing to the large volume of trade both in animals and fresh meat and in certain meat-based products;

Whereas on 14 December 1984, following that outbreak of foot-and-mouth disease the Commission adopted Decision 85/40/EEC on certain protective measures against foot-and-mouth disease in Italy [7];

Whereas on 14 January 1985, in view of the way in which the outbreak had developed, the Commission adopted Decision 85/108/EEC [8], as amended by Decision 85/116/EEC of 18 January 1985 [9], and Decision 85/163/EEC of 6 February 1985 [10], as amended by Decision 85/225/EEC of 4 March 1985 [11];

Whereas the outbreaks have, as a result of the measures introduced and the action taken by the Italian authorities, in particular as regards vaccination against foot-and-mouth disease, been confined to certain parts of Italy's territory;

Whereas it seems necessary to amend the scope of the restrictive measures to take account of the development of the disease and of measures carried out locally by the Italian authorities;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

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[1] OJ No 121, 29. 7. 1964, p. 1977/64.
[2] OJ No L 339, 27. 12. 1984, p. 30.
[3] OJ No L 302, 31. 12. 1972, p. 24.
[4] OJ No L 339, 27. 12. 1984, p. 27.
[5] OJ No L 47, 21. 2. 1980, p. 4.
[6] OJ No L 186, 8. 7. 1981, p. 20.
[7] OJ No L 16, 19. 1. 1985, p. 46.
[8] OJ No L 44, 14. 2. 1985, p. 34.
[9] OJ No L 46, 15. 2. 1985, p. 45.
[10] OJ No L 63, 2. 3. 1985, p. 23.
[11] OJ No L 104, 16. 4. 1985, p. 12.

HAS ADOPTED THIS DECISION:

Article 1

Commission Decision 85/163/EEC of 6 February 1985 is hereby amended as follows:

1. In Article 1 (2), '4 March 1985' is replaced by '11 April 1985'.
2. In Article 2 (3), '4 March 1985' is replaced by '11 April 1985'.
3. In Article 3 (3), '4 March 1984' is replaced by '11 April 1985'.
4. The Annex is replaced by the Annex to this Decision.

Article 2

The Member States shall amend the measures which they apply to trade so as to bring them into compliance with this Decision three days after its notification. They shall immediately inform the Commission thereof.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 11 April 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

1. Parts of the territory of Italy which are the subject of restrictions on the trade in live animals:

   — the provinces of Bologna, Brescia, Caserta, Catanzaro, Cosenza, Cremona, Cuneo, Mantova, Milano, Modena, Ravenna, Reggio-Emilia and Salerno,

   — any other part of the territory situated within a radius of 10 kilometres around any outbreak of foot-and-mouth disease recorded after 1 February 1985.

2. Parts of the territory of Italy which are the subject of restrictions on the trade in fresh meat and meat products:

   (a) in the case of meat obtained from animals slaughtered after 1 November 1984 but before 1 February 1985 and meat products prepared using such meats:

      — the provinces of Bologna, Brescia, Cremona, Cuneo, Mantova, Modena and Reggio-Emilia,

      — any other part of the territory of Italy situated within a radius of 10 kilometres around any outbreak of foot-and-mouth disease;

   (b) in the case of meat obtained from animals slaughtered after 1 February 1985 and before 10 March 1985 and products prepared using such meats:

      — the provinces of Brescia, Cremona, Cuneo, Mantova and Ravenna,

      — any other part of the territory situated within a radius of 10 kilometres around any outbreak of foot-and-mouth disease recorded after 1 February 1985;

   (c) in the case of meat obtained from animals slaughtered after 10 March 1985 and products prepared using such meats:

      — the provinces of Brescia, Caserta, Catanzaro, Cosenza, Cremona, Mantova, Modena, Ravenna and Salerno,

      — in the Province of Milan the territory covered by the local Sanitary Unit Number 59,

      — any other part of the territory situated within a radius of 10 kilometres around any outbreak of foot-and-mouth disease recorded after 1 March 1985.