II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 16 June 1995

amending for the third time Decision 94/462/EC concerning certain protection measures relating to classical swine fever in Germany and repealing Decision 94/178/EC

(Text with EEA relevance)

(95/214/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market [1], as last amended by Council Directive 92/118/EEC [2], and in particular Article 10 (4) thereof,

Whereas as a result of outbreaks of classical swine fever in different parts of Germany, the Commission adopted Decision 94/462/EC of 22 July 1994 concerning certain protection measures relating to classical swine fever in Germany and repealing Decision 94/178/EC [3], as last amended by Decision 94/740/EC [4];

Whereas a number of outbreaks of classical swine fever have occurred in Germany; whereas some of the outbreaks have occurred in areas where the disease is present in the wild boar population;

Whereas in view of the trade in live pigs, fresh pigmeat and certain meat-based products, these outbreaks are liable to endanger the herds of other Member States;

Whereas Germany has taken measures in accordance with Council Directive 80/217/EEC of 22 January 1980, introducing Community measures for the control of classical swine fever [5], as last amended by the Act of Accession of Austria, Finland and Sweden, and, furthermore, has introduced further measures;

Whereas in the light of an improved situation in Bavaria it is necessary to amend the present measures;

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 L 224, 18. 8. 1990, p. 29.
[2] OJ No L 62, 15. 3. 1993, p. 49.
[3] OJ No L 189, 27. 7. 1994, p. 89.
[4] OJ No L 295, 16. 11. 1994, p. 28.
[5] OJ No L 47, 21. 2. 1980, p. 11.

HAS ADOPTED THIS DECISION:

Article 1

Decision 94/462/EC is hereby amended as follows:

1. in Article 2, '94/740/EC' is replaced by '95/214/EC';

2. in Article 8, '20 December 1994' is replaced by '20 July 1995';

3. Annex I is replaced by the following text:

'ANNEX I

— Mecklenburg-Western Pomerania,

— Rhineland-Palatinate,

— Lower Saxony with the exception of *Kreis* Grafschaft Bentheim and *Kreis* Emsland,

— Any *Kreis* where a new outbreak occurs outside the abovementioned areas. The measures referred to in Article 1 (2) shall apply for a period of 60 days following the last outbreak in the *Kreis* in question. Germany shall inform Member States and the Commission about measures established and repealed.';

4. in the last indent of Annex II, '1 August 1994' is replaced by '1 April 1995'.

Article 2

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

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 16 June 1995.

For the Commission

Franz FISCHLER

Member of the Commission