COMMISSION DECISION

of 28 June 2002

amending Decision 2002/383/EC concerning certain protection measures relating to classical swine fever in France, Germany and Luxemburg

(notified under document number C(2002) 2382)

(Text with EEA relevance)

(2002/538/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,

Having regard to Council Directive 2001/89/EC of 23 October 2001 on Community measures for the control of classical swine fever [3], and in particular Article 29(4) thereof,

Whereas:

(1) Outbreaks of classical swine fever have occurred in pig holdings located in certain bordering areas of France, Germany and Luxembourg, where this disease also occurs in the feral pigs.

(2) In view of the trade in live pigs, these outbreaks are liable to endanger the herds of other parts of the Community.

(3) France, Luxembourg and Germany have taken measures within the framework of Directive 2001/89/EC.

(4) The Commission has adopted: (i) Decision 1999/335/EC of 7 May 1999 approving the plans presented by Germany for the eradication of classical swine fever in feral pigs in Baden Württemberg and Rhineland-Palatinate [4]; (ii) Decision 2002/161/EC of 22 February 2002 approving the plans submitted by Germany for the eradication of classical swine fever in feral pigs in Saarland and North Rhine Westphalia and the emergency vaccination against classical swine fever in feral pigs in Rhineland-Pfalz and Saarland [5], as last amended by Decision 2002/531/EC [6]; (iii) Decision 2002/181/EC of 28 February 2002 approving the plan presented by Luxembourg for the eradication of classical swine fever in feral pigs in certain areas of Luxembourg [7]; (iv) Decision 2002/383/EC [8] concerning certain protection measures relating to classical swine fever in France, Germany and Luxemburg.

(5) In the light of the evolution of the epidemiological situation in France, Germany and Luxembourg it is appropriate to prolong the measures adopted and to slightly modify the area concerned by these measures. Decision 2002/383/EC should be therefore amended accordingly.

(6) The epidemiological situation of classical swine fever in France, Germany and Luxembourg and the measures adopted to control the disease will be regularly reviewed at the Standing Committee on the Food Chain and Animal Health.

(7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

In Article 9 of Decision 2002/383/EC:

(a) the words '20 June 2002' are replaced by the words '20 October 2002';

(b) the words '30 June 2002' are replaced by the words '31 October 2002'.

Article 2

The Annex to Decision 2002/383/EC is replaced by the Annex to this Decision.

[1] OJ L 224, 18.8.1990, p. 29.
[2] OJ L 62, 15.3.1993, p. 49.
[3] OJ L 316, 1.12.2001, p. 5.
[4] OJ L 126, 20.5.1999, p. 21.
[5] OJ L 53, 23.2.2002, p. 43.
[6] OJ L 172, 2.7.2002, p. 63.
[7] OJ L 61, 2.3.2002, p. 54.
[8] OJ L 136, 24.5.2002, p. 22.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 28 June 2002.

For the Commission
David BYRNE
Member of the Commission

ANNEX

France:	— the territory of the department Moselle located north of the river Moselle from the border with Germany to the city of Thionville and of the motorway A30 from the city of Thionville to the border with Meurthe-et-Moselle,
	— the territory of the department Meurthe-et-Moselle located north of the motorway A30/national road N52, from the border with Moselle to the city of Longwy, at the border with Belgium.
Germany:	— the whole territory of Rhineland-Palatinate, except those areas located east of the river Rhine,
	— in Saarland: in the Kreise Merzig-Wadern: Mettlach, Merzig, Beckingen, Losheim, Weiskirchen, Wadern; in the Kreis Saarlouis: Dillingen, Bous, Ensdorf, Schwalbach, Saarwellingen, Nalbach, Lebach, Schmelz, Saarlouis; in the Kreis Sankt Wendel: Nonnweiler, Nohfelden, Tholey,
	— the following areas of North Rhine-Westphalia: in the Kreis Euskirchen: the Gemeinden of Dahlem, Blankenheim, Bad Münstereifel und Stadt Euskirchen; the Gemeinde Hellenthal; the Gemeinde Kall; the Stadt Mechernich: the Gemeinde Nettersheim; in the Kreis Rhein-Sieg: Stadt Rheinbach, the Gemeinde Swisttal, Stadt Meckenheim.
Luxembourg:	— the whole territory.