COMMISSION DECISION

of 10 October 2002

amending for the third time Decision 2002/383/EC, concerning certain protection measures relating to classical swine fever in France, Germany and Luxembourg

(notified under document number C(2002) 3681)

(Text with EEA relevance)

(2002/790/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 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) Classical swine fever has occurred in certain bordering areas of France, Germany and Luxembourg.

(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 Decision 2002/383/EC [4], as last amended by Decision 2002/625/EC [5], concerning certain protection measures relating to classical swine fever in France, Germany and Luxembourg.

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

(6) 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

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

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 10 October 2002.

For the Commission

David BYRNE

Member of the Commission

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[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 136, 24.5.2002, p. 22.
[5] OJ L 200, 30.7.2002, p. 35.

ANNEX

France:

— the territory of the department Moselle located north of: (i) the road D 855 from the border with Germany until the town of Koenigsmacker; (ii) the river Moselle from the town of Koenigsmacker until the city of Thionville; and (iii) of the motorway A 30 from the city of Thionville until the border with Meurthe-et-Moselle,

— the territory of the department Meurthe-et-Moselle located north of the motorway A 30/national road N 52, from the border with Moselle until the city of Longwy, at the border with Belgium.

Germany:

— the whole territory of Rhineland-Palatinate, except those areas located east of the Rhine river,

— 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-Westfalia: *Stad*t Aachen; in *Krei*s Aachen: Monschau, Stollberg, Simmerath und Roetgen; in *Kreis* Dueren: Heimbach, Nideggen, Huertgenwald und Langerwehe; in *Kreis* Euskirchen: Schleiden, Bad Muenstereifel, Mechernich, Euskirchen, Kall, Nettersheim, Hellenthal, Dahlem, Blankenheim and Zuelpich; in *Kreis* Rhein-Sieg: Rheinbach, Meckenheim, Swisttal.

Luxembourg:

— the whole territory.