II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 26 February 2003

amending Decision 2001/618/EC to include the whole territory of Germany in the list of Member States and regions free of Aujeszky's disease and certain departments of France in the lists of Member States and regions free of this disease and regions where approved eradication programmes are in place

(notified under document number C(2003) 622)

(Text with EEA relevance)

(2003/130/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 Commission Regulation (EC) No 1226/2002 [2], and in particular Article 9(2) and Article 10(2) thereof,

Whereas:

(1) The additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease, and the lists of territories in the Member States which are free from this disease and where approved disease control programmes are in place, are laid down in Commission Decision 2001/618/EC [3], as last amended by Decision 2002/270/EC [4].

(2) A programme for the eradication of Aujeszky's disease has been implemented in France for several years. Several French departments are recognised as disease-free by Decision 2001/618/EC.

(3) Pursuant to Article 10 of Directive 64/432/EEC, France has now submitted supporting documentation to the Commission as regards the Aujeszky's disease-free status of the departments of Hautes-Alpes, Drôme, Hérault, Orne, Pyrénées-Orientales, Paris, Var, Haute-Vienne, Essonne, Hauts-de-Seine, Seine-Saint-Denis, Val-de-Marne, Val-d'Oise, Réunion.

(4) The eradication programme is regarded to have been successful in eradicating this disease from those French departments.

(5) Pursuant to Article 9 of Directive 64/432/EC, France has also submitted documentation as regards the eradication programme in place in the department of Pas-de-Calais and requested the approval of this programme.

(6) A programme for the eradication of Aujeszky's disease has been implemented in Germany for several years. Several German *Länder* are recognised as disease-free by Decision 2001/618/EC.

(7) Pursuant to Article 10 of Directive 64/432/EEC, Germany has now submitted supporting documentation to the Commission as regards the Aujeszky's disease-free status of Lower-Saxony and North Rhine-Westphalia. The whole territory of Germany can be now considered as free from this disease.

(8) Decision 2001/618/EC should therefore be amended accordingly.

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

[1] OJ 121, 29.7.1964, p. 1977/64.
[2] OJ L 179, 9.7.2002, p. 13.
[3] OJ L 215, 9.8.2001, p. 48.
[4] OJ L 93, 10.4.2002, p. 7.

HAS ADOPTED THIS DECISION:

Article 1

Annexes I and II to Decision 2001/618/EC are replaced by the text in the Annex to this Decision.

Article 2

This Decision shall apply from 15 March 2003.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 26 February 2003.

For the Commission

David BYRNE

Member of the Commission

ANNEX

'ANNEX I

MEMBER STATES OR REGIONS THEROF FREE OF AUJESZKY'S DISEASE AND WHERE VACCINATION IS PROHIBITED

Denmark:	All regions.
United Kingdom:	All regions in England, Scotland and Wales.
France:	The departments of Aisne, Allier, Ardennes, Ariège, Aube, Aude, Aveyron, Bas-Rhin, Bouches-du-Rhône, Calvados, Cantal, Charente, Charente-Maritime, Cher, Corrèze, Côte-d'Or, Creuse, Deux-Sèvres, Dordogne, Doubs, Drôme, Essonne, Eure, Eure-et-Loir, Gard, Gers, Gironde, Hautes-Alpes, Hauts-de-Seine, Haute-Garonne, Haute-Loire, Haute-Marne, Hautes-Pyrénées, Haut-Rhin, Haute-Saône, Haute-Vienne, Hérault, Indre, Indre-et-Loire, Jura, Landes, Loire, Loire-Atlantique, Loir-et-Cher, Loiret, Lot, Lot-et-Garonne, Lozère, Maine-et-Loire, Marne, Meurthe-et-Moselle, Meuse, Moselle, Nièvre, Oise, Orne, Paris, Pyrénées-Atlantiques, Pyrénées-Orientales, Puy-de-Dôme, Réunion, Rhône, Sarthe, Saône-et-Loire, Savoie, Seine-Maritime, Seine-Saint-Denis, Somme, Tarn, Tarn-et-Garonne, Territoire de Belfort, Val-de-Marne, Val-d'Oise, Var, Vaucluse, Vendée, Vienne, Vosges, Yonne.
Finland:	All regions.
Germany:	All regions.
Austria:	All regions.
Sweden:	All regions.
Luxembourg:	Whole territory.

ANNEX II

MEMBER STATES OR REGIONS THEREOF WHERE APPROVED AUJESZKY'S DISEASE CONTROL PROGRAMMES ARE IN PLACE

Belgium:	Whole territory.
The Netherlands:	Whole territory.
France:	The department of Pas-de-Calais.'