COMMISSION DECISION

of 29 April 2004

amending Decision 2003/828/EC on protection and surveillance zones in relation to bluetongue with regard to Cyprus and Malta

(notified under document number C(2004) 1601)

(Text with EEA relevance)
(2004/430/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia, and in particular Article 2 (3) thereof,

Having regard to the Act of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia, and in particular Article 42 thereof,

Having regard to Council Directive 2000/75/EC of 20 November 2000 laying down specific provisions for the control and eradication of bluetongue[1], and in particular Article 8(2)(d) thereof,

Whereas:

(1) Commission Decision 2003/828/EC of 25 November 2003 on protection and surveillance zones in relation to bluetongue[2] demarcates protection and surveillance zones corresponding to specific epidemiological situations and lays down the conditions for providing exemptions from the ban on the movements of animals in and from those zones.

(2) As regard Cyprus and Malta, epidemiological data are in the process of being gathered in order to allow a definitive conclusion on the bluetongue status of those new Member States to be made. Pending that conclusion, it is necessary to temporarily classify Cyprus and Malta within the framework of Decision 2003/828/EC.

(3) To that end, considering that bluetongue is a vector born disease, it is appropriate to consider the status of the territories of the Member States already listed in Annex I to Decision 2003/828/EC which are, from a geographical and epidemiological point of view, the closest to Cyprus and Malta.

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1 OJ L 327, 22.12.2000, p. 74.
2 OJ L 311, 27.11.2003, p. 41. Decision as amended by Decision 2004/34/EC (OJ L 7, 13.1.2004, p. 47.).

(4) Accordingly, the situation of Malta could temporarily be considered as comparable to that prevailing in southern Sicily and the situation in Cyprus to that prevailing in Dodecanese. However, pursuant to Article 42 of the Act of Accession, this transitional status should be reviewed within three years from the date of accession of Cyprus and Malta.

(5) As a consequence, the transitional rules applying to movements of live animals of susceptible species in and from Cyprus and Malta should be those applying to movements of those animals in and from Dodecanese and southern Sicily.

(6) Decision 2000/828/EC should therefore be amended accordingly.

(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

Annex I to Decision 2003/828/EC is replaced by the text in the Annex to this Decision.

Article 2

This Decision shall apply subject to and from the date of the entry into force of the 2003 Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia.

Article3

This Decision is addressed to the Member States.

Done at Brussels, 29 April 2004.

For the Commission
David BYRNE
Member of the Commission

ANNEX

Annex as referred to in Article 1 to this Decision.

"ANNEX I

(Restricted zones: geographic areas where protection and surveillance zones shall be established by the Member states)

Zone A (serotypes 2 and 9, and in a lesser extent 4and 16)

Areas where Article 3 (2) (a) is applicable

Italy

Sicilia:	Ragusa, Enna
Molise:	Isernia, Campobasso
Abruzzo:	Chieti, all Municipalities belonging to the Local Health Unit of Avezzano-Sulmona
Lazio:	Frosinone, Latina
Campania:	all Municipalities belonging to the Local Health Unit of Caserta 1
Basilicata:	Matera, and Potenza(with the exception of all the Municipalities belonging to the Local Health Unit of Venosa)

Areas where Article 3 (2) (a) is not applicable

Italy

Sicilia:	Agrigento, Catania, Caltanissetta, Palermo, Messina, Siracusa e Trapani
Calabria:	Catanzaro, Cosenza, Crotone, Reggio Calabria, Vibo Valentia
Basilicata:	Potenza (all Municipalities belonging to the Local Health Unit of Venosa)
Puglia:	Foggia, Bari, Lecce, Taranto, Brindisi
Campania:	Caserta (with the exception of all Municipalities belonging to the Local Health Unit of Caserta 1), Benevento, Avellino, Napoli, Salerno

Malta*

* transitional animal health status for Cyprus and Malta, pending the analysis of epidemiological data; status to be reviewed at the latest by 1 May 2007.

Zone B (serotype 2)

Areas where Article 3 (2) (a) is applicable

Italy

Lazio: Viterbo, Roma, Rieti (Municipalities of Ascrea, Belmonte in Sabina, Cantalupo in Sabina, Casaprota, Casperia, Castel di Tora, Castelnuovo di Farfa, Colle di Tora, Collevecchio, Concerviano, Configni, Contigliano, Cottanello, Fara in Sabina, Forano, Frasso, Abino, Greccio, Longone Sabino, Magliano Sabina, Mompeo, Montasola, Montebuono, Monteleone Sabino, Montenero Sabino, Monte San Giovanni in Sabina, Montopoli di Sabina, Orvinio, Poggio Catino, Poggio Mirteto, Poggio Moiano, Poggio Nativo, Poggio San Lorenzo, Pozzaglia Sabina, Rieti, Roccantica, Rocca Sinibalda, Salisano, Scandriglia, Selci, Stimigliano, Tarano, Toffia, Torricella in Sabina, Torri in Sabina, Vacone).
Toscana: Massa Carrara, Pisa, Grosseto, Livorno
Umbria: Terni

Areas where Article 3 (2) (a) is not applicable

Italy

Abruzzo: L'Aquila with the exception of all Municipalities belonging to the Local Health Unit of Avezzano-Sulmona
Lazio: Rieti (Municipalities of Accumoli, Amatrice, Antrodoco, Borbona, Borgorose, Borgo Velino, Cantalice, Castel Sant'angelo, Cittaducale, Cittareale, Collalto Sabino, Collegiove, Colli sul Velino, Fiamignano, Labro, Leonessa, Marcetelli, Micigliano, Morro Reatino, Nespolo, Paganico, Pescorocchiano, Petrella Salto, Poggio Bustone, Posta, Rivodutri, Turania, Varco Sabino).
Umbria: Perugia
Marche: Ascoli Piceno, Macerata

Zone C (serotypes 2 and 4)

Areas where Article 3 (2) (a) is applicable

France*:*
Corse du sud, Haute Corse

Spain*:*
Islas Baleares

Areas where Article 3 (2) (a) is not applicable

Italy:
Sardinia: Cagliari, Nuoro, Sassari, Oristano.

Zone D

Greece

The entire Greek territory with the exception of prefectorates listed in Zone E.

Zone E

Greece

Dodekanisi, Samos, Chios and Lesvos prefectorates.

Cyprus*