COMMISSION IMPLEMENTING DECISION (EU) 2019/1970

of 26 November 2019

amending Annex II to Decision 93/52/EEC as regards the officially brucellosis (*B. melitensis*)-free status and Annex II to Decision 2003/467/EC as regards the officially brucellosis-free status of certain regions of Spain and Annexes I and II to Decision 2008/185/EC as regards the free status and the approval of the eradication programmes for Aujeszky's disease for certain regions of Italy

(notified under document C(2019) 8378)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 91/68/EEC of 28 January 1991 on animal health conditions governing intra-Community trade in ovine and caprine animals ([1]), and in particular Section II of Chapter 1 of Annex A thereto,

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 ([2]), and in particular Articles 9(2), 10(2) and paragraph 7 of Annex A.II thereof,

Whereas:

(1) Directive 91/68/EEC establishes the animal health conditions governing trade in the Union in ovine and caprine animals. It lays down the conditions whereby Member States or regions thereof may be recognised as officially free of brucellosis (*B. melitensis*) as regards ovine and caprine herds.

(2) Commission Decision 93/52/EEC ([3]) provides that the regions of the Member States listed in Annex II thereto are recognised as officially free of brucellosis (*B. melitensis*) as regards ovine and caprine herds, in accordance with the conditions laid down in Directive 91/68/EEC.

(3) Spain has submitted to the Commission documentation demonstrating compliance for the Autonomous Community of Murcia, the Province of Toledo of the Autonomous Community of Castilla-La Mancha and the Provinces of Huelva, Sevilla and Cordoba of the Autonomous Community of Andalusia with the conditions laid down in Directive 91/68/EEC in order to be recognised as officially free of brucellosis (*B. melitensis*) as regards ovine and caprine herds.

(4) Following the evaluation of that supporting documentation, the Autonomous Community of Murcia, the Province of Toledo of the Autonomous Community of Castilla-La Mancha and the Provinces of Huelva, Sevilla and Cordoba of the Autonomous Community of Andalusia should be recognised as officially free of brucellosis (*B. melitensis*) as regards ovine and caprine herds.

(5) Annex II to Decision 93/52/EEC should therefore be amended accordingly.

(6) Directive 64/432/EEC applies to trade within the Union in bovine and porcine animals. It lays down the conditions whereby a Member State or a region thereof may be declared officially brucellosis-free as regards bovine herds.

(7) Article 2 of Commission Decision 2003/467/EC ([4]) provides that regions of Member States listed in Chapter 2 of Annex II thereto are declared officially brucellosis-free as regards bovine herds.

([1]) OJ L 46, 19.2.1991, p. 19.
([2]) OJ P 121, 29.7.1964, p. 1977/64.
([3]) Commission Decision 93/52/EEC of 21 December 1992 recording the compliance by certain Member States or regions with the requirements relating to brucellosis (*B. melitensis*) and according them the status of a Member State or region officially free of the disease (OJ L 13, 21.1.1993, p. 14).
([4]) Commission Decision 2003/467/EC of 23 June 2003 establishing the official tuberculosis, brucellosis, and enzootic-bovine-leukosis-free status of certain Member States and regions of Member States as regards bovine herds (OJ L 156 25.6.2003, p. 74).

(8) Spain has submitted to the Commission documentation demonstrating compliance for the Autonomous Community of Aragon and the Province of Leon of the Autonomous Community of Castilla Y Leon with the conditions laid down in Directive 64/432/EEC in order to be recognised as officially brucellosis-free regions as regards bovine herds.

(9) Following the evaluation of that supporting documentation, the Autonomous Community of Aragon and the Province of Leon of the Autonomous Community of Castilla Y Leon should be recognised as officially free of brucellosis as regards bovine herds.

(10) Annex II to Decision 2003/467/EC should therefore be amended accordingly.

(11) Article 10 of Directive 64/432/EEC provides that where a Member State considers that its territory or part thereof is free of Aujeszky's disease, it should present appropriate supporting documentation to the Commission. It also provides that additional guarantees may be required for intra-Union trade in porcine animals.

(12) Article 9 of Directive 64/432/EEC provides that a Member State, which has a compulsory national control programme for Aujeszky's disease for part of its territory, may submit its programme to the Commission for approval. It also provides that additional guarantees may be required for intra-Union trade in porcine animals.

(13) Commission Decision 2008/185/EC ([5]) lays down additional guarantees for movements of pigs between Member States. Those guarantees are linked to the classification of the Member States or regions thereof according to their disease status for Aujeszky's disease.

(14) Annex I to Decision 2008/185/EC lists the Member States or regions thereof free of Aujeszky's disease.

(15) Italy has submitted to the Commission documentation demonstrating compliance for the Region of Friuli Venezia Giulia with the conditions laid down in Decision 2008/185/EC in order to be recognised as free of Aujeszky's disease.

(16) Following the evaluation of that supporting documentation, the Region of Friuli Venezia Giulia should be recognised as free of Aujeszky's disease.

(17) Annex I to Decision 2008/185/EC should therefore be amended accordingly.

(18) Annex II to Decision 2008/185/EC lists the Member States or regions thereof where approved national control programmes for the eradication of Aujeszky's disease are in place.

(19) Italy has submitted to the Commission supporting documentation for the approval of its control programmes for the eradication of Aujeszky's disease for the regions of Piemonte and Umbria and for these regions to be duly listed in Annex II to Decision 2008/185/EC.

(20) Following the evaluation of that supporting documentation, the control programmes for the eradication of Aujeszky's disease for the regions of Piemonte and Umbria should be approved.

(21) Annex II to Decision 2008/185/EC should therefore be amended accordingly.

(22) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed.

HAS ADOPTED THIS DECISION:

Article 1

Annex II to Decision 93/52/EEC is amended in accordance with Annex I to this Decision.

([5]) Commission Decision 2008/185/EC of 21 February 2008 on additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease and criteria to provide information on this disease (OJ L 59, 4.3.2008, p. 19).

Article 2

Annex II to Decision 2003/467/EC is amended in accordance with Annex II to this Decision.

Article 3

Annexes I and II to Decision 2008/185/EC are replaced by the text set out in Annex III to this Decision.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 26 November 2019.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX I

In Annex II to Decision 93/52/EEC, the entry for Spain is replaced by the following:

'In Spain:

— Autonomous Community of Aragon,

— Autonomous Community of Andalusia: Provinces of Cadiz, Cordoba, Huelva and Sevilla,

— Autonomous Community of Asturias,

— Autonomous Community of the Balearic Islands,

— Autonomous Community of the Canary Islands,

— Autonomous Community of Cantabria,

— Autonomous Community of Castilla-La Mancha,

— Autonomous Community of Castilla y León,

— Autonomous Community of Catalonia,

— Autonomous Community of Extremadura,

— Autonomous Community of Galicia,

— Autonomous Community of La Rioja,

— Autonomous Community of Madrid,

— Autonomous Community of Murcia,

— Autonomous Community of Navarra,

— Autonomous Community of Pais Vasco,

— Autonomous Community of Valencia.'

ANNEX II

In Chapter 2 of Annex II to Decision 2003/467/EC, the entry for Spain is replaced by the following:

'In Spain:

— Autonomous Community of Andalusia: Provinces of Almeria, Granada and Jaen,

— Autonomous Community of Aragon,

— Autonomous Community of Asturias,

— Autonomous Community of the Balearic Islands,

— Autonomous Community of the Canary Islands,

— Autonomous Community of Castilla-La Mancha,

— Autonomous Community of Castilla y León: Provinces of Burgos, León, Soria, Valladolid and Zamora,

— Autonomous Community of Cataluña,

— Autonomous Community of Galicia,

— Autonomous Community of La Rioja,

— Autonomous Community of Madrid,

— Autonomous Community of Murcia,

— Autonomous Community of Navarra,

— Autonomous Community of Pais Vasco,

— Autonomous Community of Valencia.'

ANNEX III

'ANNEX I

Member States or regions thereof free of Aujeszky's disease and where vaccination is prohibited

ISO code	Member State	Regions
BE	Belgium	All regions
CZ	Czechia	All regions
DK	Denmark	All regions
DE	Germany	All regions
IE	Ireland	All regions
FR	France	The departments of Ain, Aisne, Allier, Alpes-de-Haute-Provence, Alpes-Maritimes, Ardèche, Ardennes, Ariège, Aube, Aude, Aveyron, Bas-Rhin, Bouches-du-Rhône, Calvados, Cantal, Charente, Charente-Maritime, Cher, Corrèze, Côte-d'Or, Côtes-d'Armor, Creuse, Deux-Sèvres, Dordogne, Doubs, Drôme, Essonne, Eure, Eure-et-Loir, Finistère, Gard, Gers, Gironde, Hautes-Alpes, Hauts-de-Seine, Haute Garonne, Haute-Loire, Haute-Marne, Hautes-Pyrénées, Haut-Rhin, Haute-Saône, Haute-Savoie, Haute-Vienne, Hérault, Indre, Ille-et-Vilaine, Indre-et-Loire, Isère, Jura, Landes, Loire, Loire-Atlantique, Loir-et-Cher, Loiret, Lot, Lot-et-Garonne, Lozère, Maine-et-Loire, Manche, Marne, Mayenne, Meurthe-et-Moselle, Meuse, Morbihan, Moselle, Nièvre, Nord, Oise, Orne, Paris, Pas-de-Calais, Pyrénées-Atlantiques, Pyrénées-Orientales, Puy-de-Dôme, Réunion, Rhône, Sarthe, Saône-et-Loire, Savoie, Seine-et-Marne, 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, Yvelines
IT	Italy	Autonomous Province of Bolzano Region Friuli Venezia Giulia
CY	Cyprus	All regions
LU	Luxembourg	All regions
HU	Hungary	All regions
NL	Netherlands	All regions
AT	Austria	All regions
PL	Poland	Voivodship podlaskie the following powiaty: augustowski, białostocki, Białystok, bielski, hajnowski, moniecki, sejneński, siemiatycki, sokólski, suwalski, Suwałki
SI	Slovenia	All regions
SK	Slovakia	All regions
FI	Finland	All regions
SE	Sweden	All regions
UK	United Kingdom	All regions

ANNEX II

Member States or regions thereof where approved national control programmes for the eradication of Aujeszky's disease are in place

ISO code	Member State	Regions
ES	Spain	All regions
IT	Italy	Region Emilia-Romagna Region Lombardia Region Piemonte Region Umbria Region Veneto
LT	Lithuania	All regions
PL	Poland	Voivodship dolnośląskie: all powiaty; Voivodship kujawsko-pomorskie: all powiaty; Voivodship lubelskie: all powiaty; Voidodship lubuskie: all powiaty; Voivodship łódzkie: all powiaty; Voivodship małopolskie: all powiaty; Voivodship mazowieckie: all powiaty; Voivodship opolskie: all powiaty; Voivodship podkarpackie: all powiaty; Voivodship podlaskie the following powiaty: grajewski, kolneński, łomżyński, Łomża, wysokomazowiecki, zambrowski. Voivodship pomorskie: all powiaty; Voivodship śląskie: all powiaty; Voivodship świętokrzyskie: all powiaty; Voivodship warmińsko-mazurskie: all powiaty; Voivodship wielkopolskie: all powiaty; Voivodship zachodniopomorskie: all powiaty.'