Commission Implementing Regulation (EU) 2016/561 of 11 April 2016 amending Annex IV to Implementing Regulation (EU) No 577/2013 as regards the model of animal health certificate for dogs, cats and ferrets moved into a Member State from a territory or a third country for non-commercial purposes (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2016/561

of 11 April 2016

amending Annex IV to Implementing Regulation (EU) No 577/2013 as regards the model of animal health certificate for dogs, cats and ferrets moved into a Member State from a territory or a third country for non-commercial purposes

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 576/2013 of the European Parliament and of the Council of 12 June 2013 on the non-commercial movement of pet animals and repealing Regulation (EC) No 998/2003[(1)], and in particular Article 25(2) thereof,

Whereas:

(1) Regulation (EU) No 576/2013 provides that dogs, cats and ferrets moved into a Member State from a territory or a third country for non-commercial purposes are to be accompanied by an identification document in the format of an animal health certificate. Part 1 of Annex IV to Commission Implementing Regulation (EU) No 577/2013[(2)] sets out the model for the animal health certificate.

(2) In the model of animal health certificate reference is made to the required successful test for immune response to anti-rabies vaccination that should be performed in accordance with Annex IV to Regulation (EU) No 576/2013 on blood samples taken from dogs, cats and ferrets coming from or scheduling to transit through a territory or a third country other than those listed in Annex II to Implementing Regulation (EU) No 577/2013.

(3) Following the repeated forgery of laboratory reports on the results of the rabies antibody titration test, it is appropriate to remind the certifying officials in territories or third countries that the satisfactory results to that test should not be certified unless the authenticity of the laboratory report has been verified. A specific guidance note to that effect should be included in the animal health certificate.

(4) Furthermore, the entry regarding the date of marking of dogs, cats or ferrets in Part I of the animal health certificate has been misinterpreted by certifying officials in third countries and has therefore caused problems during compliance checks at Union external borders. In order to avoid any misunderstanding, that entry should be removed from Part I of the animal health certificate that describes the animals, and inserted in Part

II of that certificate, that concerns the certification of the animals. A specific note for guidance concerning the verification of the marking should also be included in Part II.

(5) Annex IV to Implementing Regulation (EU) No 577/2013 should therefore be amended accordingly.

(6) To avoid any disruption of movements, the use of animal health certificates issued in accordance with Part 1 of Annex IV to Implementing Regulation (EU) No 577/2013 before the date of application of this Regulation should be authorised during a transitional period.

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

HAS ADOPTED THIS REGULATION:

Article 1

Annex IV to Implementing Regulation (EU) No 577/2013 is amended in accordance with the Annex to this Regulation.

Article 2

For a transitional period until 31 December 2016, Member States may authorise the entry of dogs, cats and ferrets moved into a Member State from a territory or a third country for non-commercial purposes and accompanied by an animal health certificate issued not later than 31 August 2016 in accordance with the model set out in Part 1 of Annex IV to Implementing Regulation (EU) No 577/2013 in its version prior to the amendments introduced by this Regulation.

Article 3

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 September 2016.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 11 April 2016.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/561. (See end of Document for details)*

ANNEX

Part 1 of Annex IV to Implementing Regulation (EU) No 577/2013 is replaced by the following:

PART 1

I.25. Commodities certified for:

Pets ☐

I.26. For transit to third country	I.27. For import or admission into EU

I.28. Identification of the commodities

Species (Scientific name)	Sex	Colour	Breed	Identification number	Identification system	Date of birth [dd/mm/yyyy]

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/561. (See end of Document for details)*

COUNTRY

Non-commercial movement into a Member State from a territory or third country of dogs, cats or ferrets in accordance with Article 5(1) and (2) of Regulation (EU) No 576/2013

II.	Health information	II.a.	Certificate reference No	II.b.

Part II: Certification

I, the undersigned official veterinarian (1)/veterinarian authorised by the competent authority (1) of ..... (*insert name of territory or third country*) certify that:

Purpose/nature of journey attested by the owner

II.1. the attached declaration (2) by the owner or the natural person who has authorisation in writing from the owner to carry out the non-commercial movement of the animals on behalf of the owner, supported by evidence (3), states that the animals described in Box I.28 will accompany the owner or the natural person who has authorisation in writing from the owner to carry out the non-commercial movement of the animals on behalf of the owner within not more than 5 days of his movement and are not subject to a movement that aims at their sale or a transfer of ownership, and during the non-commercial movement will remain under the responsibility of

(1) *either* [the owner;]

(1) *or* [the natural person who has authorisation in writing from the owner to carry out the non-commercial movement of the animals on behalf of the owner;]

(1) *or* [the natural person designated by a carrier contracted by the owner to carry out the non-commercial movement of the animals on behalf of the owner;]

(1) *either* [II.2. the animals described in Box I.28 are moved in a number of five or less;]

(1) *or* [II.2. the animals described in Box I.28 are moved in a number of more than five, are more than 6 months old and are going to participate in competitions, exhibitions or sporting events or in training for those events, and the owner or the natural person referred to in point II.1 has provided evidence (3) that the animals are registered

(1) *either* [to attend such event;]

(1) *or* [with an association organising such events;]

Attestation of rabies vaccination and rabies antibody titration test

(1) *either* [II.3. the animals described in Box I.28 are less than 12 weeks old and have not received an anti-rabies vaccination, or are between 12 and 16 weeks old and have received an anti-rabies vaccination, but 21 days at least have not elapsed since the completion of the primary vaccination against rabies carried out in accordance with the validity requirements set out in Annex III to Regulation (EU) No 576/2013 (4), and

II.3.1. the territory or third country of provenance of the animals indicated in Box I.1 is listed in Annex II to Implementing Regulation (EU) No 577/2013 and the Member State of destination indicated in Box I.5 has informed the public that it authorises the movement of such animals into its territory, and they are accompanied by

(1) *either* [II.3.2. the attached declaration (5) of the owner or the natural person referred to in point II.1 stating that from birth until the time of the non-commercial movement the animals have had no contact with wild animals of species susceptible to rabies;]

(1) *or* [II.3.2. their mother, on whom they still depend, and it can be established that the mother received before their birth an anti-rabies vaccination which complied with the validity requirements set out in Annex III to Regulation (EU) No 576/2013;]]

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/561. (See end of Document for details)*

COUNTRY

Non-commercial movement into a Member State from a territory or third country of dogs, cats or ferrets in accordance with Article 5(1) and (2) of Regulation (EU) No 576/2013

II.	Health information	II.a.	Certificate reference No	II.b.

([1]) *or/and* [II.3. the animals described in Box I.28 were at least 12 weeks old at the time of vaccination against rabies and at least 21 days have elapsed since the completion of the primary anti-rabies vaccination ([4]) carried out in accordance with the validity requirements set out in Annex III to Regulation (EU) No 576/2013 and any subsequent revaccination was carried out within the period of validity of the preceding vaccination ([6]); and

([1]) *either* [II.3.1 the animals described in Box I.28 come from a territory or a third country listed in Annex II to Implementing Regulation (EU) No 577/2013, either directly, through a territory or a third country listed in Annex II to Implementing Regulation (EU) No 577/2013 or through a territory or a third country other than those listed in Annex II to Implementing Regulation (EU) No 577/2013 in accordance with point (c) of Article 12(1) of Regulation (EU) No 576/2013 ([7]), and the details of the current anti-rabies vaccination are provided in the table below;]

([1]) *or* [II.3.1 the animals described in Box I.28 come from, or are scheduled to transit through, a territory or third country other than those listed in Annex II to Implementing Regulation (EU) No 577/2013 and a rabies antibody titration test ([8]), carried out on a blood sample taken by the veterinarian authorised by the competent authority on the date indicated in the table below not less than 30 days after the preceding vaccination and at least 3 months prior to the date of issue of this certificate, proved an antibody titre equal to or greater than 0,5 IU/ml ([9]) and any subsequent revaccination was carried out within the period of validity of the preceding vaccination ([6]), and the details of the current anti-rabies vaccination and the date of sampling for testing the immune response are provided in the table below:

Transponder or tattoo alphanumeric code of the animal **Date of implantation and/or reading ([10])** **[dd/mm/yyyy]**	**Date of vaccination** **[dd/mm/yyyy]**	**Name and manufacturer of vaccine**	**Batch number**	**Validity of vaccination**		**Date of the blood sampling** **[dd/mm/yyyy]**
				From **[dd/mm/yyyy]**	**to** **[dd/mm/yyyy]**	

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