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COUNCIL DIRECTIVE

of 11 November 1980

laying down conditions designed to render and keep the territory of the Community free from classical swine fever

(80/1095/EEC)

(OJ L 325, 1.12.1980, p. 1)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Council Directive 81/476/EEC of 24 June 1981	L 186	20	8.7.1981
►**M2**	Council Directive 85/586/EEC of 20 December 1985	L 372	44	31.12.1985
►**M3**	Council Regulation (EEC) No 3768/85 of 20 December 1985	L 362	8	31.12.1985
►**M4**	Council Decision 87/230/EEC of 7 April 1987	L 99	16	11.4.1987
►**M5**	Council Directive 87/487/EEC of 22 September 1987	L 280	24	3.10.1987
►**M6**	Council Decision 91/686/EEC of 11 December 1991	L 377	15	31.12.1991

Amended by:

►**A1**	Act of Accession of Austria, Sweden and Finland	C 241	21	29.8.1994
	(adapted by Council Decision 95/1/EC, Euratom, ECSC)	L 1	1	1.1.1995

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COUNCIL DIRECTIVE

of 11 November 1980

laying down conditions designed to render and keep the territory of the Community free from classical swine fever

(80/1095/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof,

Having regard to the proposal from the Commission [1],

Having regard to the opinion of the European Parliament [2],

Having regard to the opinion of the Economic and Social Committee [3],

Whereas one of the Community's tasks in the veterinary field is to improve the state of health of livestock, in order to increase the profitability of stock farming;

Whereas this improvement must ensure that the state of health of livestock is brought to the most satisfactory level for the Community as a whole and maintained at that level;

Whereas the action to be taken under an accelerated eradication plan must be gradual and be based upon the varying situations in the Member States or parts thereof; whereas this plan may, subject to certain conditions, be implemented on a regional basis;

Whereas, if the disease accidentally recurs in a Member State or a part thereof previously cleared of the disease, suitable measures must be taken for the immediate elimination of the disease so that the disease-free classification may be restored as soon as possible;

Whereas action of this kind should serve to eliminate obstacles to trade in live animals between Member States caused by differences in their animal health situations;

Whereas the free movement of live pigs between Member States or parts thereof will be aided by making and keeping Member States or parts thereof free from classical swine fever;

Whereas provision should be made for close cooperation between the Member States and the Commission for this purpose,

HAS ADOPTED THIS DIRECTIVE:

Article 1

This Directive defines the measures which the Member States must apply in order to eradicate swine fever from their territories so as to achieve and retain officially swine fever-free status.

Article 2

For the purposes of this Directive the definitions given in Article 2 of Council Directive 80/217/EEC of 22 January 1980, introducing Community measures for the control of classical swine fever [4], and in Article 2 of Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine

(1) OJ No C 187, 25. 7. 1979, p. 2.
(2) OJ No C 72, 24. 3. 1980, p. 6.
(3) OJ No C 300, 18. 11. 1980, p. 17.
(4) OJ No L 47, 21. 2. 1980, p. 11.

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animals and swine [1], as last amended by Directive 80/219/EEC [2], shall apply.

Furthermore, for the purposes of this Directive the following definitions shall apply:

1. 'officially swine fever-free holding' means a holding in which:

   — no swine fever has been detected for at least the preceding 12 months,

   — there are no pigs which have been vaccinated against swine fever ►M5 in the preceding 12 months ◄,

   — vaccination against swine fever has not been authorized for at least the preceding 12 months,

   in addition, no swine fever must have been detected for at least the preceding 12 months at least within a radius of two kilometres around the holding;

2. 'officially swine fever-free Member State' means a Member State in which:

   — no swine fever has been detected for at least the preceding 12 months,

   — vaccination against swine fever has not been authorized for at least the preceding 12 months,

   in which the holdings contain no pigs which have been vaccinated against swine fever ►M5 in the preceding 12 months ◄ and which has been so recognized under Article 3 (2) or 7 (1).

3. 'officially swine fever-free region' means a region in which:

   — no swine fever has been detected for at least the preceding 12 months,

   — vaccination against swine fever has not been authorized for at least the preceding 12 months,

   in which the holdings contain no pigs which have been vaccinated against swine fever ►M5 in the preceding 12 months ◄ and which has been so recognized under Article 7 (2);

4. 'swine fever-free Member State or region' means a Member State or region in which no swine fever has been detected for at least the preceding 12 months.

Article 3

1. Any Member State which is not officially swine fever-free shall prepare a plan for the accelerated eradication of this disease.

2. Not later than six months after the date of notification of this Directive, Member States' status shall be established under the procedure laid down in Article 9 for the purpose of determining those required to submit a plan in accordance with paragraph 1.

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The status of Portugal and Spain will be defined in accordance with the same procedure before 1 July 1986 with a view to specifying such control measures as may prove appropriate.

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3. This plan, which must be carried out over a period of not more than ►M4 six ◄ years, must meet the requirements of Article 4 of this Directive and be approved in accordance with Article 5 (3) of Council Decision 80/1096/EEC of 11 November 1980 introducing Community financial measures for the eradication of classical swine fever [3].

(1) OJ No 121, 29. 7. 1964, p. 1977/64.
(2) OJ No L 47, 21. 2. 1980, p. 25.
(3) See page 5 of this Official Journal.