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date of receipt:	22 March 2013
to:	General Secretariat of the Council
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Subject:	Commission Regulation (EU) No …/.. of XXX amending Regulation (EU) No 142/2011 as regards the entries for animal welfare in certain model health certificates

Delegations will find attached Commission document D025274/03.

Encl.: D025274/03

EUROPEAN
COMMISSION

Brussels, XXX
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D025274/03
[…](2013) XXX draft

COMMISSION REGULATION (EU) No …/..

of XXX

amending Regulation (EU) No 142/2011 as regards the entries for animal welfare in certain model health certificates

(Text with EEA relevance)

COMMISSION REGULATION (EU) No …/..

of XXX

amending Regulation (EU) No 142/2011 as regards the entries for animal welfare in certain model health certificates

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002 (Animal by-products Regulation)[1], and in particular the first subparagraph of Article 42(2)(d) thereof,

Whereas:

(1) Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive[2] provides that consignments of animal by-products and derived products for importation into or transit through the Union are to be accompanied by health certificates in accordance with the models set out in Annex XV thereto.

(2) Certain model certificates set out in Annex XV to Regulation (EU) No 142/2011 provide that the official veterinerian is to certify compliance with animal welfare rules laid down in Council Directive 93/119/EC of 22 December 1993 on the protection of animals at the time of slaughter or killing[3].

(3) Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing[4] repealed and replaced Directive 93/119/EC. Regulation (EC) No 1099/2009 applies from 1 January 2013.

(4) For reasons of clarity the animal welfare statements in the model of health certificates Chapter 3(D), II.1.3 (b)(iv) in Chapter 3(F) and II.2.2(b)(iv) in Chapter 8 of Annex XV to Regulation (EU) No 142/2011 should be updated.

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1 OJ L 300, 14.11.2009, p. 1.
2 OJ L 54, 26.2.2011, p. 1.
3 OJ L 340, 31.12.1993, p. 21.
4 OJ L 303, 18.11.2009, p. 1.

(5) To avoid any disruption of trade, the use of certificates issued in accordance with Regulation (EU) No 142/2011 prior to the entry into force of this Regulation should be authorised for a transitional period.

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

HAS ADOPTED THIS REGULATION:

Article 1

Annex XV to Regulation (EU) No 142/2011 is amended in accordance with the Annex to this Regulation.

Article 2

For a transitional period until 31 January 2014, consignments of products of animal origin accompanied by certificates issued before 1 December 2013 in accordance with the models set out in Annex XV to Regulation (EU) No 142/2011 before the amendments introduced by this Regulation may continue to be introduced into the Union.

Article 3

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

It shall apply from 1 December 2013.

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

Done at Brussels,

For the Commission
The President
José Manuel BARROSO

ANNEX

Annex XV to Regulation (EU) No 142/2011 is amended as follows:

(1) Chapter 3(D) is replaced by the following:

"Chapter 3(D)

Health certificate

for raw petfood for direct sale or animal by-products to be fed to fur animals, intended for dispatch to or for transit through [2] the European Union

COUNTRY: **Veterinary certificate to EU**

Part I : Details of dispatched consignment

I.1. Consignor Name Address Tel.		I.2. Certificate reference No	I.2.a.
		I.3. Central competent authority	
		I.4. Local competent authority	
I.5. Consignee Name Address Postcode Tel.		I.6. Person responsible for the load in EU Name Address Postcode Tel.	
I.7. Country of origin	ISO code / I.8. Region of origin / Code	I.9. Country of destination	ISO code / I.10. Region of destination / Code
I.11. Place of origin Name Approval number Address Name Approval number Address Name Approval number Address		I.12. Place of destination Custom warehouse ☐ Name Approval number Address Postcode	
I.13. Place of loading		I.14. Date of departure	
I.15. Means of transport Aeroplane ☐ Ship ☐ Railway wagon ☐ Road vehicle ☐ Other ☐ Identification Documentation references		I.16. Entry BIP in EU	
		I.17.	
I.18. Description of commodity		I.19. Commodity code (HS code)	
		I.20. Quantity	
I.21. Temperature of product Ambient ☐ Chilled ☐ Frozen ☐		I.22. Number of packages	
I.23. Seal/Container No		I.24. Type of packaging	
I.25. Commodities certified for: Animal feedingstuff ☐ Technical use ☐			
I.26. For transit through EU to third country ☐ Third country ISO code		I.27. For import or admission into EU ☐	

I.28. Identification of the commodities

Species (Scientific name)	Nature of commodity	Approval number of establishments Manufacturing plant	Net weight	Batch number

COUNTRY **Raw petfood for direct sale or animal by- products to be fed to fur animals**

Part II: Certification

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

I, the undersigned official veterinarian, declare that I have read and understood Regulation (EC) No 1069/2009 of the European Parliament and of the Council[1a] and in particular Article 10 thereof, and Commission Regulation (EU) No 142/2011[1b], and in particular Chapter II of Annex XIII and Chapter II of Annex XIV thereto, and certify that the raw petfood or animal by-products described above:

II.1. consist of animal by-products that satisfy the health requirements below;

II.2. consist of animal by-products:

(a) derived from meat which satisfies the relevant animal and public health requirements laid down in:

- Commission Regulation (EU) No 206/2010[3] and provided the animals from which the meat is derived come from the third countries, territories or parts thereof…… (ISO code in case of country or codes for territories or parts thereof) which has been free of foot-and-mouth disease, rinderpest, classical swine fever, African swine fever and swine vesicular disease for the last 12 months and where no vaccination has taken place during that time (only as relevant for the susceptible species;
- and/or Commission Regulation (EC) No 798/2008[4], and provided the animals from which the meat is derived come from the third countries, territories or parts thereof…… (ISO code in case of country or codes for territories or parts thereof) as listed in that Regulation which has been free from Newcastle disease and avian influenza for the last 12 months;
- and/or Commission Regulation (EC) No 119/2009[5], and provided the animals from which the meat is derived come from the third countries, territories or parts thereof…… (ISO code in case of country or codes for territories or parts thereof) as listed in that Regulation which has been free from foot and mouth disease, rinderpest, classical swine fever, African swine fever, swine vesicular disease, Newcastle disease and avian influenza for the last 12 months and where no vaccination has taken place during that time (only as relevant for the susceptible species);

(b) derived from animals that, at the slaughterhouse, have passed the ante-mortem health inspection during the 24 hours before the slaughter and have shown no evidence of the diseases referred in the Regulations laid down in point (a) for which the animals are susceptible; and

(c) derived from animals that have been handled in the slaughterhouse before and at the time of slaughter or killing in accordance with the relevant provisions of Union legislation and have met requirements at least equivalent to those laid down in Chapters II and III of Council Regulation (EC) No 1099/2009; or

(d) in the case of feed for fur animals derived from aquatic animals which satisfies the relevant animal and public health requirements laid down in Commission Decision 2006/766/EC[7], come from countries or territories thereof …… (ISO code) as listed in Annex II to that Decision;

II.3.1. consist only of the following animal by-products:

(a) carcases and parts of animals slaughtered or, in the case of game, bodies or parts of animals killed, and which are fit for human consumption in accordance with Union legislation, but are not intended for human consumption for commercial reasons, and

(b) parts of slaughtered animals, which are rejected as unfit for human consumption but are not affected by any signs of diseases communicable to humans or animals and derive from carcases that are fit for human consumption in accordance with Union legislation;

II.3.2. in the case of feed for fur animals in addition to II.3.1. consist also of the following animal by-products:

COUNTRY **Raw petfood for direct sale or animal by- products to be fed to fur animals**

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

[(2)]*either* [- animal by-products from poultry and lagomorphs slaughtered on the farm as referred to in Article 1(3)(d) of Regulation (EC) No 853/2004, which did not show any signs of disease communicable to humans or animals;]

[(2)]*and/or* [- blood of animals which did not show any signs of disease communicable through blood to humans or animals, obtained from animals other than ruminants that have been slaughtered in a slaughterhouse after having been considered fit for slaughter for human consumption following an ante-mortem inspection in accordance with Union legislation;]

[(2)]*and/or* [- animal by-products arising from the production of products intended for human consumption, including degreased bone, greaves and centrifuge or separator sludge from milk processing;]

[(2)]*and/or* [- products of animal origin, or foodstuffs containing products of animal origin, which are no longer intended for human consumption for commercial reasons or due to problems of manufacturing or packaging defects or other defects from which no risk to public or animal health arises;]

[(2)]*and/or* [- petfood and feedingstuffs of animal origin, or feedingstuffs containing animal by-products or derived products, which are no longer intended for feeding for commercial reasons or due to problems of manufacturing or packaging defects or other defects from which no risk to public or animal health arises;]

[(2)]*and/or* [- blood, placenta, wool, feathers, hair, horns, hoof cuts and raw milk originating from live animals that did not show signs of any disease communicable through that product to humans or animals;]

[(2)]*and/or* [- aquatic animals, and parts of such animals, except sea mammals, which did not show any signs of diseases communicable to humans or animals;]

[(2)]*and/or* [- animal by-products from aquatic animals originating from plants or establishments manufacturing products for human consumption;]

[(2)]*and/or* [- the following material originating from animals which did not show any signs of disease communicable through that material to humans or animals:

(i) shells from shellfish with soft tissue or flesh;

(ii) the following originating from terrestrial animals:

- hatchery by-products,
- eggs,
- egg by-products, including egg shells,

(iii) day-old chicks killed for commercial reasons;]

[(2)]*and/or* [- animal by-products from aquatic or terrestrial invertebrates other than species pathogenic to humans or animals;]

[(2)]*and/or* [- animals and parts thereof of the zoological orders of Rodentia and Lagomorpha, except Category 1 material as referred to in Article 8(a)(iii), (iv) and (v) of Regulation (EC) No 1069/2009 and Category 2 material as referred to in Article 9(a) to (g) of that Regulation;]

II.4. have been obtained and prepared without contact with other material not complying with the conditions laid down in the Regulation (EC) No 1069/2009, and it has been handled so as to avoid contamination with pathogenic agents;

II.5. have been packed in final packaging which bear labels indicating 'RAW PET FOOD — NOT FOR HUMAN CONSUMPTION' or 'ANIMAL BY-PRODUCTS FOR FEED FOR FUR ANIMALS — NOT FOR HUMAN CONSUMPTION' and then in leak-proof and officially sealed boxes/containers or in new packaging preventing any leakage and officially sealed boxes/containers which bear labels indicating 'RAW PET FOOD — NOT FOR HUMAN CONSUMPTION' or 'ANIMAL BY-PRODUCTS FOR FEED FOR FUR ANIMALS — NOT

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

FOR HUMAN CONSUMPTION', and the name and the address of the establishment of destination;

II.6. in the case of raw petfood:

(a) have been prepared and stored in a plant approved and supervised by the competent authority in accordance with Article 24 of Regulation (EC) No 1069/2009 and

(b) were examined by random sampling of at least five samples from each batch taken during storage (before dispatch) and complies with the following standards[8]:

Salmonella: absence in 25 g: n=5, c=0, m=0, M=0

Enterobacteriaceae: n=5, c=2, m=10, M=5000 in 1 gram;

II.7.

[2]*either* [the product does not contain and is not derived from specified risk material as defined in Annex V to Regulation (EC) No 999/2001 of the European Parliament and of the Council[9] or mechanically separated meat obtained from bones of bovine, ovine or caprine animals; and the animals from which this product is derived have not been slaughtered after stunning by means of gas injected into the cranial cavity or killed by the same method or slaughtered by laceration of central nervous tissue by means of an elongated rod-shaped instrument introduced into the cranial cavity;]

[2]*or* [the product does not contain and is not derived from bovine, ovine or caprine materials other than those derived from animals born, continuously reared and slaughtered in a country or region classified as posing a negligible BSE risk by a decision in accordance with Article 5(2) of Regulation (EC) No 999/2001;]

II.8. in addition as regards TSE:

[2]*either* [in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, the ovine and caprine animals from which these products are derived have been kept continuously since birth or for the last three years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last three years:

(i) it has been subject to regular official veterinary checks;

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and (ii).]

[2]*or* [in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, and destined to a Member State listed in the Annex to Commission Regulation (EC) No 546/2006[10], the ovine and caprine animals from which these products are derived have been kept continuously since birth or for the last seven years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last seven years:

(i) it has been subject to regular official veterinary checks;

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

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and (ii).]

Notes

Part I:

- Box reference I.6: Person responsible for the consignment in the European Union: this box is to be filled in only if it is a certificate for transit commodity; it may be filled in if the certificate is for import commodity.
- Box reference I.12: Place of destination: this box is to be filled in only if it is a certificate for transit commodity. The products in transit can only be stored in free zones, free warehouses and custom warehouses.
- Box reference I.15: Registration number (railway wagons or container and lorries), flight number (aircraft) or name (ship) is to be provided. In case of unloading and reloading, the consignor must inform the BIP of entry into the EU.
- Box I.19: use the appropriate Harmonized System (HS) code under the following heading: 05.11.
- Box reference I.23: for bulk containers, the container number and the seal number (if applicable) should be given.
- Box reference I.25: technical use: any use other than for animal consumption.
- Box reference I.26 and I.27: fill in according to whether it is a transit or an import certificate.
- Box reference I.28:

  Nature of commodity: select raw petfood or animal by-product.

  In case of raw material for manufacture of raw pet food indicate scientific name of the species.

  In case of raw material for manufacture of feed for fur animals select from the following: Aves, Ruminantia, Mammalia - Ruminantia, Pesca, Mollusca, Crustacea, Invertebrata.

Part II:

(1a) OJ L 300, 14.11.2009, p. 1.

(1b) OJ L 54, 26.2.2011, p.1

(2) Delete as appropriate.

(3) OJ L 73, 20.3.2010, p. 1.

(4) OJ L 226, 23.8.2008, p. 1.

(5) OJ L 39, 10.2.2009, p. 12.

(6) OJ L 340, 31.12.1993, p. 21.

(7) OJ L 320, 18.11.2006, p. 53.

(8) Where:

COUNTRY **Raw petfood for direct sale or animal by- products to be fed to fur animals**

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

n = number of samples to be tested;

m = threshold value for the number of bacteria; the result is considered satisfactory if the number of bacteria in all samples does not exceed m;

M = maximum value for the number of bacteria; the result is considered unsatisfactory if the number of bacteria in one or more samples is M or more; and

c = number of samples the bacterial count of which may be between m and M, the sample still being considered acceptable if the bacterial count of the other samples is m or less.

(9) OJ L 147, 31.5.2001, p. 1.

(10) OJ L 94, 1.4.2006, p. 28.

- The signature and the stamp must be in a different colour to that of the printing.
- Note for the person responsible for the consignment in the European Union: This certificate is only for veterinary purposes and has to accompany the consignment until it reaches the border inspection post.

Official veterinarian/Official inspector

Name (in capital letters): Qualification and title:

Date: Signature:

Stamp:

";

(2) Chapter 3(F) is replaced by the following:

"Chapter 3(F)

Health certificate

for animal by-products[3] for the manufacture of petfood, intended for dispatch to or for transit through[2] the European Union

COUNTRY: **Veterinary certificate to EU**

Part I : Details of dispatched consignment

I.1. Consignor Name Address Tel.	I.2. Certificate reference No / I.2.a. I.3. Central competent authority I.4. Local competent authority
I.5. Consignee Name Address Postcode Tel.	I.6. Person responsible for the load in EU Name Address Postcode Tel.
I.7. Country of origin / ISO code / I.8. Region of origin / Code	I.9. Country of destination / ISO code / I.10. Region of destination / Code
I.11. Place of origin Name / Approval number Address Name / Approval number Address Name / Approval number Address	I.12. Place of destination Custom warehouse ☐ Name / Approval number Address Postcode
I.13. Place of loading	I.14. Date of departure
I.15. Means of transport Aeroplane ☐ Ship ☐ Railway wagon ☐ Road vehicle ☐ Other ☐ Identification Documentation references	I.16. Entry BIP in EU I.17.
I.18. Description of commodity	I.19. Commodity code (HS code) I.20. Quantity
I.21. Temperature of product Ambient ☐ Chilled ☐ Frozen ☐	I.22. Number of packages
I.23. Seal/Container No	I.24. Type of packaging
I.25. Commodities certified for: Technical use ☐	
I.26. For transit through EU to third country ☐ Third country / ISO code	I.27. For import or admission into EU ☐

I.28. Identification of the commodities

Species (Scientific name)	Nature of commodity	Approval number of establishments: Manufacturing plant	Number of packages	Net weight	Batch number

COUNTRY **Animal by-products for the manufacture of petfood**

Part II: Certification

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

I, the undersigned official veterinarian, declare that I have read and understood Regulation (EC) No 1069/2009 of the European Parliament and of the Council[1a] and Commission Regulation (EU) No 142/2011[1b], and in particular Annex XIV, Chapter II thereof, and certify that the animal by-products described above:

II.1.1. consist of animal by-products that satisfy the animal health requirements below;

II.1.2. have been obtained in the territory of: ……[1c] from animals:

[2]*either* [(a) that have remained in this territory since birth or for at least the last three months before slaughter;]

[2]*or* [(b) killed in the wild in this territory[1d];]

II.1.3. have been obtained from animals:

[2]*either* [(a) coming from holdings:

(i) where, for the following diseases for which the animals are susceptible, there has been neither case/outbreak of rinderpest, swine vesicular disease, Newcastle disease or highly pathogenic avian influenza during the prior 30 days, nor of classical or African swine fever during the prior 40 days; nor in the holdings situated in their vicinity within 10 km, during the prior 30 days; and

(ii) where there has been neither case/outbreak of foot-and-mouth disease during the prior 60 days, nor in the holdings situated in their vicinity within 25 km, during the prior 30 days; and

(b) which:

(i) were not killed to eradicate any epizootic disease;

(ii) have remained in their holdings of origin for at least 40 days before departure and which have been transported directly to the slaughterhouse without contact with other animals which did not comply with the same health conditions;

(iii) at the slaughterhouse, have passed the ante-mortem health inspection during the 24 hours before the slaughter and have shown no evidence of the diseases referred to above for which the animals are susceptible; and

(iv) have been handled in the slaughterhouse before and at the time of slaughter or killing in accordance with the relevant provisions of Union legislation and have met requirements at least equivalent to those laid down in Chapters II and III of Council Regulation (EC) No 1099/2009]

[2]*or* [(a) captured and killed in the wild in an area:

(i) in which within 25 km there has been no case/outbreak of any of the following diseases for which the animals are susceptible: foot-and-mouth disease, rinderpest, Newcastle disease or highly pathogenic avian influenza during the prior 30 days, nor of classical or African swine fever during the prior 40 days; and

(ii) that is situated at a distance that exceeds 20 km from the borders separating another territory of a country or part thereof, which is not authorised at these dates for exporting this material to the European Union; and

(b) which after killing were transported within 12 hours for chilling either to a collection centre and immediately afterwards to a game establishment, or directly to a game establishment;]

II.1.4. have been obtained in an establishment around which, within a radius of 10 km, there has been no case/outbreak of diseases referred to in point II.1.3 for which the animals are susceptible during the prior 30 days or, in the event of a case of disease, the preparation of raw material for exportation to the European Union has been authorised only after removal of all meat, and the total cleaning and disinfection of the establishment under the control of an official veterinarian;

II.1.5. have been obtained and prepared without contact with other material not complying with the conditions required above, and it has been handled so as to avoid contamination with pathogenic agents;

II.1.6. have been packed in new packaging preventing any leakage and in officially sealed containers bearing the label indicating 'RAW MATERIAL ONLY FOR THE MANUFACTURE OF PET FOOD' and the name and address of the EU establishment of destination;

II.1.7. consist only of the following animal by-products:

[(2)]*either* [- carcases and parts of animals slaughtered or, in the case of game, bodies or parts of animals killed, and which are fit for human consumption in accordance with Union legislation, but are not intended for human consumption for commercial reasons;]

[(2)]*and/or* [- carcases and the following parts originating either from animals that have been slaughtered in a slaughterhouse and were considered fit for slaughter for human consumption following an ante-mortem inspection or bodies and the following parts of animals from game killed for human consumption in accordance with Union legislation:

(i) carcases or bodies and parts of animals which are rejected as unfit for human consumption in accordance with Union legislation, but which did not show any signs of disease communicable to humans or animals;

(ii) heads of poultry;

(iii) hides and skins, including trimmings and splitting thereof, horns and feet, including the phalanges and the carpus and metacarpus bones, tarsus and metatarsus bones, of animals other than ruminants;

(iv) pig bristles;

(v) feathers;]

[(2)]*and/or* [- animal by-products arising from the production of products intended for human consumption, including degreased bone, greaves and centrifuge or separator sludge from milk processing;]

[(2)]*and/or* [- products of animal origin, or foodstuffs containing products of animal origin, which are no longer intended for human consumption for commercial reasons or due to problems of manufacturing or packaging defects or other defects from which no risk to public or animal health arise;]

[(2)]*and/or* [- aquatic animals, and parts of such animals, except sea mammals, which did not show any signs of diseases communicable to humans or animals;]

[(2)]*and/or* [- animal by-products from aquatic animals originating from plants or establishments manufacturing products for human consumption;]

[(2)]*and/or* [- the following material originating from animals which did not show any signs of disease communicable through that material to humans or animals:

(i) shells from shellfish with soft tissue or flesh;

(ii) the following originating from terrestrial animals:

- hatchery by-products,

- eggs,

- egg by-products, including egg shells;

(iii) day-old chicks killed for commercial reasons;]

[(2)*and/or* [- animal by-products from aquatic or terrestrial invertebrates, other than species pathogenic to humans or animals;]

[(2)*and/or* [- material from animals which have been treated with certain substances which are prohibited pursuant to Directive 96/22/EC, the import of the material being permitted in accordance with Article 35(a)(ii) of Regulation (EC) No 1069/2009;]

II.1.8. have been deep-frozen at the plant of origin or have been preserved in accordance with EU legislation in such a way that they will not spoil between dispatch and delivery to the plant of destination;

II.1.9. in the case of raw material derived from animals which have been treated with certain substances prohibited in accordance with Directive 96/22/EC for the manufacture of petfood, the import being permitted in accordance with Article 35(a)(ii) of Regulation (EC) No 1069/2009:

(a) it has been marked in the third country before entry into the territory of the Union by a cross of liquefied charcoal or activated carbon on each outer side of each frozen block, or, when the raw material is transported in pallets which are not divided into separate consignments during transport to the petfood plant of destination, on each outer side of each pallet, in a way that the marking covers at least 70 % of the diagonal length of the frozen block and be of at least 10 cm width;

(b) in case of material which is not frozen, the raw material has been marked in the third country before entry into the territory of the Union by spraying it with liquefied charcoal or by applying charcoal powder in a way that the charcoal is clearly visible on the material; and

(c) in the case the animal by-products are made up of raw material which has been treated as referred to above and other non-treated raw material, all the raw materials have been marked as laid down in point (a) and (b) above.

[(2)(5)[II.2. Specific requirements

[(2)(6)II.2.1. The by-products in this consignment come from animals that have been kept in the territory mentioned under (II.1.2), where vaccination programmes against foot-and-mouth disease are being regularly carried out and officially controlled in domestic bovine animals.

[(2)(7)II.2.2. The by-products in this consignment consist only of animal by-products derived from trimmed offal of domestic ruminants, which have maturated at an ambient temperature of more than + 2 °C for at least three hours, or in the case of masseter muscles of bovine animals and deboned meat of domestic animals, for at least 24 hours.]

II.3.

[(2)*either* [the product does not contain and is not derived from specified risk material as defined in Annex V to Regulation (EC) No 999/2001 of the European Parliament and of the Council[(8)] or mechanically separated meat obtained from bones of bovine, ovine or caprine animals; and the animals from which this product is derived have not been slaughtered after stunning by means of gas injected into the cranial cavity or killed by the same method or slaughtered by laceration of central nervous tissue by means of an elongated rod-shaped instrument introduced into the cranial cavity;]

[(2)*or* [the product does not contain and is not derived from bovine, ovine or caprine materials other than those derived from animals born, continuously reared and slaughtered in a country or region classified as posing a negligible BSE risk by a decision in accordance with Article 5(2) of Regulation (EC) No 999/2001;]

II.4. in addition as regards TSE:

[(2)*either* [in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, the ovine and caprine animals from which these products are derived have been kept continuously

since birth or for the last three years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last three years:

(i) it has been subject to regular official veterinary checks;

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and (ii).]

[2]*or*

[in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, and destined to a Member State listed in the Annex to Commission Regulation (EC) No 546/2006[9], the ovine and caprine animals from which these products are derived have been kept continuously since birth or for the last seven years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last seven years:

(i) it has been subject to regular official veterinary checks;

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and (ii).]

Notes

Part I:

- Box reference I.6: Person responsible for the consignment in the European Union: this box is to be filled in only if it is a certificate for transit commodity; it may be filled in if the certificate is for import commodity.
- Box reference I.12: Place of destination: this box is to be filled in only if it is a certificate for transit commodity. The products in transit can only be stored in free zones, free warehouses and custom warehouses.
- Box reference I.15: Registration number (railway wagons or container and lorries), flight number (aircraft) or name (ship); information is to be provided in case of unloading and reloading.
- Box reference I.19: use the appropriate HS code: 05.11.91 or 05.11.99.
- Box reference I.23: for bulk containers, the container number and the seal number (if applicable) should be included.
- Box reference I.25: technical use: any use other than for animal consumption.
- Box reference I.26 and I.27: fill in according to whether it is a transit or an import certificate.
- Box reference I.28: Manufacturing plant: provide the veterinary control number of the approved

establishment.

Part II:

(1a) OJ L 300, 14.11.2009, p. 1.

(1b) OJ L 54, 26.2.2011, p. 1.

(1c) The name and ISO code number of the exporting country as laid down in:

- Part 1 of Annex II to Regulation (EU) No 206/2010;
- the Annex to Regulation (EC) No 798/2008, and
- the Annex to Regulation (EC) No 119/2009.

In addition the ISO code of regionalisation in this Annex (where applicable for the susceptible species concerned) should be included.

(1d) Only for countries from where game meat intended for human consumption of the same animal species is authorised for importation into the European Union.

(2) Delete as appropriate.

(3) Excluding raw blood, raw milk, hides and skins, hooves and horn, pig bristles and feathers (see relevant specific certificates for the import of these products).

(4) OJ L 340, 31.12.1993, p. 21.

(5) Supplementary guarantees to be provided when the material of domestic ruminants originated in the territory of a South American or South African country or part thereof from where only maturated and deboned fresh meat of domestic ruminants for human consumption is permitted for exportation to the European Union. The whole masseter muscles of bovine animals, incised in accordance with Annex I, Section IV, Chapter I, Part B(1) of Regulation (EC) No 854/2004 of the European Parliament and of the Council (OJ L 139, 30.4.2004, p.206), are also permitted.

(6) Only for certain South American countries.

(7) Only for certain South American and South African countries.

(8) OJ L 147, 31.5.2001, p. 1.

(9) OJ L 94, 1.4.2006, p. 28.

- The signature and the stamp must be in a different colour to that of the printing.
- Note for the person responsible for the consignment in the European Union: this certificate is only for veterinary purposes and has to accompany the consignment until it reaches the border inspection post.

Official veterinarian/Official inspector

Name (in capital letters): Qualification and title:

Date: Signature:

Stamp:

";

(3) Chapter 8 is replaced by the following:

"Chapter 8

Health certificate

for animal by-products to be used for purposes outside the feed chain or for trade samples [(2)], intended for dispatch to or for transit through [(2)] the European Union

COUNTRY: **Veterinary certificate to EU**

Part I : Details of dispatched consignment

I.1. Consignor Name Address Tel.		I.2. Certificate reference No	I.2.a.
		I.3. Central competent authority	
		I.4. Local competent authority	
I.5. Consignee Name Address Postcode Tel.		I.6. Person responsible for the load in EU Name Address Postcode Tel.	
I.7. Country of origin	ISO code / I.8. Region of origin / Code	I.9. Country of destination	ISO code / I.10. Region of destination / Code
I.11. Place of origin Name Approval number Address Name Approval number Address Name Approval number Address		I.12. Place of destination Custom warehouse ☐ Name Approval number Address Postcode	
I.13. Place of loading		I.14. Date of departure	
I.15. Means of transport Aeroplane ☐ Ship ☐ Railway wagon ☐ Road vehicle ☐ Other ☐ Identification Documentation references		I.16. Entry BIP in EU	
		I.17.	
I.18. Description of commodity		I.19. Commodity code (HS code)	
		I.20. Quantity	
I.21. Temperature of product Ambient ☐ Chilled ☐ Frozen ☐		I.22. Number of packages	
I.23. Seal/Container No		I.24. Type of packaging	
I.25. Commodities certified for: Technical use ☐			
I.26. For transit through EU to third country ☐ Third country ISO code		I.27. For import or admission into EU ☐	

I.28. Identification of the commodities

Species (Scientific name)	Nature of commodity	Approval number of establishments: Manufacturing plant	Number of packages	Net weight	Batch number

COUNTRY

Animal by-products to be used for purposes outside the feed chain or for trade samples[2]

Part II: Certification

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

I, the undersigned official veterinarian, declare that I have read and understood Regulation (EC) No 1069/2009 of the European Parliament and of the Council[1a] and Commission Regulation (EU) No 142/2011[1b], and in particular Annex XIV, Chapter II thereof, and certify that the animal by-products described above:

[2]II.1. are trade samples which consist of animal by-products intended for particular studies or analyses as referred to in definition No 39 of Annex I to Commission Regulation (EU) No 142/2011, that are bearing the label 'TRADE SAMPLE NOT FOR HUMAN CONSUMPTION'; or

[2]II.2. satisfy the animal health requirements below;

II.2.1. have been

[2]*either* [(a) obtained from materials imported from third country, territory or part thereof:……[3] authorised to export fresh meat of the species to the EU;]

[2]*and/or* [(b) obtained in the exporting country, territory or part thereof:……[3] from animals

either

(i) That have remained in this territory or in a region eligible to export fresh meat of the species to the EU since birth or for at least the last three months before slaughter; and/or

(ii) Killed in the wild in this territory[4];]

[2]*and/or* [(c) are derived from eggs, milk, rodents, lagomorphs, or aquatic animals or terrestrial or aquatic invertebrates;]

II.2.2. [2]in the case of materials other than derived from eggs, milk, rodents, lagomorphs, or aquatic animals or terrestrial or aquatic invertebrates, have been obtained from animals:

[2]*either* [(a) coming from holdings:

(i) where, for the following diseases for which the animals are susceptible, there has been neither case/outbreak of rinderpest, swine vesicular disease, Newcastle disease or highly pathogenic avian influenza during the prior 30 days, nor of classical or African swine fever during the prior 40 days; nor in the holdings situated in their vicinity within 10 km, during the prior 30 days; and

(ii) where there has been neither case/outbreak of foot-and-mouth disease during the prior 60 days, nor in the holdings situated in their vicinity within 25 km, during the prior 30 days; and

(b) which:

(i) were not killed to eradicate any epizootic disease;

(ii) have remained in their holdings of origin for at least 40 days before departure and which have been transported directly to the slaughterhouse without contact with other animals which did not comply with the same health conditions;

(iii) at the slaughterhouse, have passed the ante-mortem health inspection during the 24 hours before the slaughter and have shown no evidence of the diseases referred to above for which the animals are susceptible; and

(iv) have been handled in the slaughterhouse before and at the time of slaughter or killing in accordance with the relevant provisions of

COUNTRY **Animal by-products to be used for purposes outside the feed chain or for trade samples[(2)]**

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

Union legislation and have met requirements at least equivalent to those laid down in Chapters II and III of Council Regulation (EC) No 1099/2009]

[(2)]*or* [(a) captured and killed in the wild in an area:

(i) in which within 25 km there has been no case/outbreak of any of the following diseases for which the animals are susceptible: foot-and-mouth disease, rinderpest, Newcastle disease or highly pathogenic avian influenza during the prior 30 days nor of classical or African swine fever during the prior 40 days; and

(ii) that is situated at a distance that exceeds 20 km from the borders separating another territory of a country or part thereof, which is not authorised at these dates for exporting this material to the European Union; and

(b) which after killing were transported within 12 hours for chilling either to a collection centre and immediately afterwards to a game establishment, or directly to a game establishment;]

II.2.3. [(2)]in the case of materials other than materials derived from wild caught fish or invertebrates, have been obtained in an establishment around which, within a radius of 10 km, there has been no case/outbreak of diseases referred to in point II.2.2 for which the animals are susceptible during the prior 30 days or, in the event of a case of disease, the preparation of raw material for exportation to the European Union has been authorised only after removal of all meat, and the total cleaning and disinfection of the establishment under the control of an official veterinarian;

II.2.4. have been obtained and prepared without contact with other material not complying with the conditions required above, and it has been handled so as to avoid contamination with pathogenic agents;

II.2.5. have been packed in new packaging preventing any leakage or in packaging which has been cleaned and disinfected before use and, in the case of consignments shipped other than via parcel post, in containers sealed under the responsibility of the competent authority, bearing the label indicating 'ANIMAL BY-PRODUCTS ONLY FOR THE MANUFACTURE OF DERIVED PRODUCTS FOR USES OUTSIDE THE FEED CHAIN' and the name and address of the EU establishment of destination;

II.2.6. consist only of the following animal by-products:

[(2)]*either* [- carcases and parts of animals slaughtered or, in the case of game, bodies or parts of animals killed, and which are fit for human consumption in accordance with Union legislation, but are not intended for human consumption for commercial reasons;]

[(2)]*and/or* [- carcases and the following parts originating either from animals that have been slaughtered in a slaughterhouse and were considered fit for slaughter for human consumption following an ante-mortem inspection or bodies and the following parts of animals from game killed for human consumption in accordance with Union legislation:

(i) carcases or bodies and parts of animals which are rejected as unfit for human consumption in accordance with Union legislation, but which did not show any signs of disease communicable to humans or animals;

(ii) heads of poultry;

(iii) hides and skins, including trimmings and splitting thereof, horns and feet, including the phalanges and the carpus and metacarpus

COUNTRY **Animal by-products to be used for purposes outside the feed chain or for trade samples[(2)]**

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

bones, tarsus and metatarsus bones;

(iv) pig bristles;

(v) feathers;]

[(2)]*and/or* [- animal by-products from poultry and lagomorphs slaughtered on the farm as referred to in Article 1(3)(d) of Regulation (EC) No 853/2004, which did not show any signs of disease communicable to humans or animals;]

[(2)]*and/or* [- blood of animals which did not show any signs of disease communicable through blood to humans or animals, obtained from animals other than ruminants that have been slaughtered in a slaughterhouse after having been considered fit for slaughter for human consumption following an ante-mortem inspection in accordance with Union legislation;]

[(2)]*and/or* [- animal by-products arising from the production of products intended for human consumption, including degreased bone, greaves and centrifuge or separator sludge from milk processing;]

[(2)]*and/or* [- products of animal origin, or foodstuffs containing products of animal origin, which are no longer intended for human consumption for commercial reasons or due to problems of manufacturing or packaging defects or other defects from which no risk to public or animal health arises;]

[(2)]*and/or* [- petfood and feedingstuffs of animal origin, or feedingstuffs containing animal by-products or derived products, which are no longer intended for feeding for commercial reasons or due to problems of manufacturing or packaging defects or other defects from which no risk to public or animal health arises;]

[(2)]*and/or* [- blood, placenta, wool, feathers, hair, horns, hoof cuts and raw milk originating from live animals that did not show signs of any disease communicable through that product to humans or animals;]

[(2)]*and/or* [- aquatic animals, and parts of such animals, except sea mammals, which did not show any signs of diseases communicable to humans or animals;]

[(2)]*and/or* [- animal by-products from aquatic animals originating from establishments or plants manufacturing products for human consumption;]

[(2)]*and/or* [- the following material originating from animals which did not show any signs of disease communicable through that material to humans or animals:

(i) shells from shellfish with soft tissue or flesh;

(ii) the following originating from terrestrial animals:

- hatchery by-products;
- eggs;
- egg by-products, including egg shells;

(iii) day-old chicks killed for commercial reasons;]

[(2)]*and/or* [- animal by-products from aquatic or terrestrial invertebrates, other than species pathogenic to humans or animals;]

[(2)]*and/or* [- animals and parts thereof of the zoological orders of Rodentia and

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

Lagomorpha, except Category 1 material as referred to in Article 8(a)(iii), (iv) and (v) of Regulation (EC) No 1069/2009 and Category 2 material as referred to in Article 9(a) to (g) of that Regulation;]

(2)*and/or* [- fur originating from dead animals that did not show clinical signs of any disease communicable through that product to humans or animals;]

II.2.7. have been deep-frozen at the plant of origin or have been preserved in accordance with EU legislation in such a way that they will not spoil between dispatch and delivery to the plant of destination.

(2)(6)[II.2.8. **Specific requirements**

(2)(7)II.2.8.1. The by-products in this consignment come from animals that have been obtained in the territory mentioned under (II.2.1), where vaccination programmes against foot-and-mouth disease are being regularly carried out and officially controlled in domestic bovine animals.

(2)(8)II.2.8.2. The by-products in this consignment consist of animal by-products derived from offal or deboned meat.]

II.2.9.

(2)*either* [the product does not contain and is not derived from specified risk material as defined in Annex V to Regulation (EC) No 999/2001 of the European Parliament and of the Council(9) or mechanically separated meat obtained from bones of bovine, ovine or caprine animals; and the animals from which this product is derived have not been slaughtered after stunning by means of gas injected into the cranial cavity or killed by the same method or slaughtered by laceration of central nervous tissue by means of an elongated rod-shaped instrument introduced into the cranial cavity;]

(2)*or* [the product does not contain and is not derived from bovine, ovine or caprine materials other than those derived from animals born, continuously reared and slaughtered in a country or region classified as posing a negligible BSE risk by a decision in accordance with Article 5(2) of Regulation (EC) No 999/2001;]

II.2.10. in addition as regards TSE:

(2)*either* [in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, the ovine and caprine animals from which these products are derived have been kept continuously since birth or for the last three years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last three years:

(i) it has been subject to regular official veterinary checks;

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and

COUNTRY **Animal by-products to be used for purposes outside the feed chain or for trade samples[(2)]**

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

(ii).]

[(2)]*or* [in case of animal by-products intended for feeding ruminants and containing milk or milk products of ovine or caprine origin, and destined to a Member State listed in the Annex to Commission Regulation (EC) No 546/2006[(10)], the ovine and caprine animals from which these products are derived have been kept continuously since birth or for the last seven years on a holding where no official movement restriction is imposed due to a suspicion of TSE and which has satisfied the following requirements for the last seven years:

(i) it has been subject to regular official veterinary checks;

(ii) no classical scrapie case, as defined in point 2(g) of Annex I to Regulation (EC) No 999/2001, has been diagnosed or, following the confirmation of a classical scrapie case:

- all animals in which classical scrapie was confirmed have been killed and destroyed, and
- all goats and sheep on the holding have been killed and destroyed, except for breeding rams of the ARR/ARR genotype and breeding ewes carrying at least one ARR allele and no VRQ allele;

(iii) ovine and caprine animals, with the exception of sheep of the ARR/ARR prion genotype, are introduced into the holding only if they come from a holding which complies with the requirements set out in points (i) and (ii).]

Notes

Part I:

- Box reference I.6: Person responsible for the consignment in the European Union: this box is to be filled in only if it is a certificate for transit commodity; it may be filled in if the certificate is for import commodity.
- Box reference I.11: In case of consignments for the particular technological studies or analyses: indicate name and address of establishment only.
- Box reference I.11 and I.12: Approval number: the registration number of the establishment or plant, which has been issued by the competent authority.
- Box reference I.12: Place of destination: this box is to be filled in:
  - products for the manufacture of derived products for uses outside the feed chain: only if it is a certificate for transit commodity. The products in transit can only be stored in free zones, free warehouses and custom warehouses;
  - products for the particular technological studies or analyses: the EU plant indicated in authorisation of competent authority when appropriate.
- Box reference I.15: Registration number (railway wagons or container and lorries), flight number (aircraft) or name (ship) is to be provided. In case of unloading and reloading, the consignor must inform the BIP of entry into the EU.
- Box reference I.19: use the appropriate Harmonized System (HS) code under the following headings: 05.11.91; 05.11.99 or 30.01.
- Box reference I.23: for bulk containers, the container number and the seal number (if applicable) should be included.
- Box reference I.25: technical use: any use other than for animal consumption.
- Box reference I.25: for the purposes of the certificate, 'technical use' includes use as a trade sample.
- Box reference I.26 and I.27: except for trade samples, which are not sent in transit, fill in according

COUNTRY **Animal by-products to be used for purposes outside the feed chain or for trade samples(2)**

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

to whether it is a transit or an import certificate.

- Box reference I.28:
  - products for the manufacture of derived products for uses outside the feed chain: Manufacturing plant: provide the veterinary control number of the approved establishment;
  - products for the particular technological studies or analyses: the EU plant indicated in authorisation of competent authority when appropriate.
  - Species: select from the following: Aves, Ruminantia, Mammalia - Ruminantia, Pesca, Mollusca, Crustacea, Invertebrata.

Part II

(1a) OJ L 300, 14.11.2009, p. 1.

(1b) OJ L 54, 26.2.2011, p. 1.

(2) Delete as appropriate.

(3) The name and ISO code number of the exporting country as laid down in:

- Part 1 of Annex II to Regulation (EU) No 206/2010;
- the Annex to Regulation (EC) No 798/2008, and
- the Annex to Regulation (EC) No 119/2009.

In addition the ISO code of territories and parts thereof referred to in Regulations mentioned in this footnote (where applicable for the susceptible species concerned) should be included.

(4) Only for countries from where game meat intended for human consumption of the same animal species is authorised for importation into the European Union.

(5) OJ L 340, 31.12.1993, p. 21.

(6) Supplementary guarantees to be provided when the material of domestic ruminants originated in the territory of a South American or South African country or part thereof from where only maturated and deboned fresh meat of domestic ruminants for human consumption is permitted for exportation to the European Union. The whole masseter muscles of bovine animals, incised in accordance with Annex I, Section IV, Chapter I, Part B(1) of Regulation (EC) No 854/2004 of the European Parliament and of the Council, are also permitted.

(7) Only for certain South American countries.

(8) Only for certain South American and South African countries.

(9) OJ L 147, 31.5.2001, p. 1.

(10) OJ L 94, 1.4.2006, p. 28.

- The signature and the stamp must be in a different colour to that of the printing.
- Note for the person responsible for the consignment in the European Union: this certificate is only for veterinary purposes and has to accompany the consignment until it reaches the border inspection post.

Official veterinarian/Official inspector

Name (in capital letters): Qualification and title:

Date: Signature:

Stamp:

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