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Delegations will find attached document D062223/02 ANNEX.

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ANNEX

ANNEX

to the

COMMISSION REGULATION (EU).../...

**amending Annex X to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards further examination of positive cases of transmissible spongiform encephalopathies in ovine and caprine animals**

## ANNEX

Annex X to Regulation (EC) No 999/2001 is amended as follows:

- (1) in Chapter C, point 3.2 is amended as follows:
  - (a) in point (a) the last paragraph is replaced by the following:

'If the result of one of the confirmatory examinations referred to in points (i) to (iv) of the first subparagraph is positive, the animal shall be regarded as a positive TSE case.'
  - (b) in point (b) the third paragraph is replaced by the following:

'If the result of one of the confirmatory examinations is positive, the animal shall be regarded as a positive TSE case.'
  - (c) point (c) is amended as follows:
    - (1) the following paragraph is inserted after the title:

'Samples that, following the examinations referred to in points (a) or (b), are regarded as positive TSE cases, but which are not considered atypical cases, shall be examined to exclude the presence of BSE only when they come from an index case. Other cases, which display characteristics that, according to the testing laboratory, merit investigation, shall also be examined to exclude the presence of BSE.'
    - (2) point (i) is replaced by the following
      - (i) Primary molecular testing with a discriminatory Western blotting method**

For the exclusion of the presence of BSE, samples shall be examined by a discriminatory Western blotting method, listed in the guidelines of the EU reference laboratory. The discriminatory examination shall be performed by an official laboratory, designated by the competent authority, which has participated successfully in the latest proficiency testing organised by the EU reference laboratory for the use of such a method.'