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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

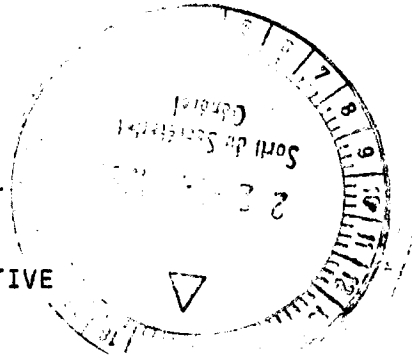
In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 175 final

Brussels, 10 April 1981

PROPOSAL
FOR A
COUNCIL DIRECTIVE



amending Directive 64/432/EEC, 64/433/EEC, 71/118/EEC, 72/461/EEC,
72/462/EEC, 77/96/EEC, 77/99/EEC, 77/391/EEC, 80/215/EEC, 80/217/EEC and
80/1095/EEC as regards the procedures of the Standing Veterinary Committee.

Proposal
FOR A
COUNCIL DECISION

amending Decision 73/88/EEC, 77/97/EEC, 79/509/EEC, 79/510/EEC,
80/877/EEC, 80/1096/EEC and 80/1097/EEC as regards the procedures
of the Standing Veterinary Committee.

(presented by the Commission to the Council)

COM(81) 175 final

EXPLANATORY MEMORANDUM

By the Council's decision of 15 October 1968⁽¹⁾ a Standing Veterinary Committee was set up to deal with matters in the veterinary field referred to it by the Council.

Accordingly paragraphs instituting a decision-making procedure involving this Committee are inserted into all veterinary directives, consisting in most cases of a "normal" procedure and an "emergency" procedure.

The validity of the procedures was, however, limited in time and have been the object of many provisional successive prolongations, the last of which was on 24 June 1975 and limited this validity until 21 June 1981. Since then all Directives and Decisions of the Council instituting the procedure of the Standing Veterinary Committee have equally carried a limit of validity until this date.

The existence of the Standing Veterinary Committee has enabled the Commission, as a result of the Opinions delivered by the Committee to adopt a number of important and useful decisions which have, for example, helped to prevent the spread of epizootic diseases without impeding trade. The delegation of power to the Commission which recourse to the Committee implies is obviously necessary in veterinary matters. Therefore the Commission proposes that a delegation procedure be adopted definitively in this sector. In this respect, it is remaining faithful to the line of conduct which it drew up for itself as regards the regulatory committees whose procedure it intends to adopt.

The Commission wishes to point out that the systematic use of temporary extensions would not make it possible to ensure the necessary continuity in the carrying out of the tasks entrusted to it.

(1) O.J. No L 255 of 18.10.1968, p. 23.

Proposal for a
Council Directive
of

amending Directives 64/432/EEC, 64/433/EEC, 71/118/EEC, 72/461/EEC, 72/462/EEC, 77/96/EEC, 77/99/EEC, 77/391/EEC, 80/215/EEC, 80/217/EEC and 80/1095/EEC as regards the procedures of the Standing Veterinary Committee.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas the Standing Veterinary Committee established by Council Decision 68/361/EEC (1) delivers its opinion in accordance with procedures which are valid until 21 June 1981;

Whereas a matter was first referred to the Committee on 22 December 1972; whereas sufficient time has elapsed to enable a final decision to be reached and the validity of the said procedures should therefore no longer be restricted;

Whereas the procedures were laid down in the following Directives :

- Council Directive 64/432/EEC⁽²⁾ of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine, as last amended by Directive 80/1102/EEC⁽³⁾;
- Council Directive 64/433/EEC⁽⁴⁾ of 26 June 1964 on health problems affecting intra-Community trade in fresh meat, as last amended by the Act concerning the conditions of Accession of the Hellenic Republic;
- Council Directive 71/118/EEC⁽⁵⁾ of 15 February 1971 on health problems affecting trade in fresh poultrymeat, as last amended by Directive 80/216/EEC⁽⁶⁾

(1) O.J. No L 255 of 18.10.1968, p. 23

(2) O.J. No 121 of 29.7.1964, p. 1977/64

(3) O.J. No L 325 of 1.12.1980, p. 18

(4) O.J. No 121 of 29.7.1964, p. 2012/64

(5) O.J. No L 55 of 8.3.1971, p. 23.

(6) O.J. No L 47 of 21.2.1980, p. 8.

- Council Directive 72/461/EEC⁽⁸⁾ of 12 December 1972 on health problems affecting intra-Community trade in fresh meat, as last amended by Directive 80/213/EEC⁽⁹⁾;
- Council Directive 72/462/EEC⁽¹⁰⁾ of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries, as last amended by the Act concerning the conditions of Accession of the Hellenic Republic;
- Council Directive 77/96/EEC⁽¹¹⁾ of 21 December 1976 on the examination for trichinae (*trichinella spiralis*) upon importation from third countries of fresh meat derived from domestic swine, as last amended by the Act concerning the conditions of Accession of the Hellenic Republic;
- Council Directive 77/99/EEC⁽¹²⁾ of 21 December 1976 on health problems affecting intra-Community trade in meat products, as last amended by Directive 80/214/EEC⁽¹³⁾;
- Council Directive 77/391/EEC⁽¹⁴⁾ of 17 May 1977 introducing Community measures for the eradication of brucellosis, tuberculosis and leucosis in cattle, as last amended by the Act concerning the conditions of Accession of the Hellenic Republic;
- Council Directive 80/215/EEC⁽¹⁵⁾ of 22 January 1980 on animal health problems affecting intra-Community trade in meat products
- Council Directive 80/217/EEC⁽¹⁶⁾ of 22 January 1980 introducing Community measures for the control of classical swine fever
- Council Directive 80/1095/EEC⁽¹⁷⁾ of 11 November 1980 laying down conditions designed to render and keep the territory of the Community free from classical swine fever;

(7) O.J. No L 302 of 31.12.1972, p. 24
(8) O.J. No L 47 of 21. 2.1980, p. 1
(9) O.J. No L 302 of 31.12.1972, p. 28
(10) O.J. No L 26 of 31. 1.1977, p. 67
(11) O.J. No L 26 of 31. 1.1977, p. 85
(12) O.J. No L 47 of 21. 2.1980, p. 3
(13) O.J. No L 145 of 13. 6.1977, p. 44
(14) O.J. No L 47 of 21. 2.1980, p. 4
(15) O.J. No L 47 of 21. 2.1980, p. 11
(16) O.J. No L 325 of 1.12.1980, p. 1

Whereas the experience gained from the use of the present procedures has indicated that they generally constitute an effective method for the rapid adoption of the decisions for which they were primarily designed, while nevertheless depriving the Council of the possibility rejecting by a simple majority the measures proposed by the Commission;

Whereas, moreover, following the accession of Greece it is also necessary to adjust the number of votes constituting the required majority within the Committee for acts adopted after the adoption of the Act concerning the accession of Greece which have not yet been adapted,

HAS ADOPTED THIS DIRECTIVE :

Article 1

The following provisions are hereby repealed :

- Article 14 of Directive 64/432/EEC,
- Article 9b of Directive 64/433/EEC,
- Article 13 of Directive 71/118/EEC,
- Article 10 of Directive 72/461/EEC,
- Article 31 of Directive 72/462/EEC,
- Article 10 of Directive 77/96/EEC,
- Article 21 of Directive 77/99/EEC,
- Article 12 of Directive 77/391/EEC,
- Article 9 of Directive 80/215/EEC,
- Article 17 of Directive 80/217/EEC,
- Article 10 of Directive 80/1095/EEC.

Article 2

The words "... save where the Council has decided by a simple majority against those measures" shall be deleted from articles 12 and 13, 9a, 12, 9, 29 and 30, 9, 18 and 19, 11, 8, 16 and 9 respectively of the Directives listed in Article 1.

Article 3

The reference to "41" shall be replaced by the number "45" in paragraph 3 of Article 8 of Directive 80/215/EEC, Article 16 of Directive 80/217/EEC and Article 9 of Directive 80/1095/EEC.

Article 4

This Directive is addressed to the Member States.

Done at Brussels,

For the Council

Proposal
for a
Council Decision

amending Decision 73/88/EEC, 77/97/EEC, 79/509/EEC, 79/510/EEC, 80/877/EEC, 80/1096/EEC and 80/1097/EEC as regards the procedures of the Standing Veterinary Committee.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas the Standing Veterinary Committee established by Council Decision 68/361/EEC (1) delivers its opinion in accordance with procedures which are valid until 21 or 22 June 1981;

Whereas a matter was first referred to the Committee on 22 December 1972; whereas sufficient time has elapsed to enable a final decision to be reached and the validity of the said procedures should therefore no longer be restricted;

Whereas the procedures were laid down in the following Decisions :

- Council Decision 73/88/EEC⁽²⁾ of 26 March 1973 on action to protect Community Livestock against certain foot and mouth diseases ;
- Council Decision 77/97/EEC⁽³⁾ of 21 December 1976 on the financing by the Community of certain emergency measures in the field of animal health, as last amended by the Act concerning the conditions of Accession of the Hellenic Republic;
- Council Decision 79/509/EEC⁽⁵⁾ of 24 May 1979 on financial aid from the Community for the eradication of African swine fever in Spain,
- Council Decision 79/510/EEC⁽⁶⁾ of 24 May 1979 on financial aid from the Community for the eradication of African swine fever in Malta,
- Council Decision 80/877/EEC⁽⁷⁾ of 15 September 1980 on financial aid from the Community for the eradication of African swine fever in Portugal,

(1) O.J. No L 255 of 18.10.1968, p. 23

(2) O.J. No L 106 of 20.4.1973, p. 26

(3) O.J. No L 26 of 31.1.1977, p. 78

(4) O.J. No L 133 of 31.5.1979, p. 27

(5) O.J. No L 133 of 31.5.1979, p. 29

(6) O.J. No L 250 of 23.9.1980, p. 12.

- Council Decision 80/1096/EEC⁽⁸⁾ of 11 November 1980 introducing Community financial measures for the eradication of classical swine fever,
- Council Decision 80/1097/EEC⁽⁹⁾ of 11 November 1980 on financial aid from the Community for the eradication of African swine fever in Sardinia;

Whereas the experience gained from the use of the present procedures has indicated that they generally constitute an effective method for the rapid adoption of the decisions for which they were primarily designed, while nevertheless depriving the Council of the possibility rejecting by a simple majority the measures proposed by the Commission;

Whereas, moreover, following the accession of Greece it is also necessary to adjust the number of votes constituting the required majority within the Committee for acts adopted after the adoption of the Act concerning the Accession of Greece which have not yet been adapted,

HAD ADOPTED THIS DECISION :

Article 1

The following provisions are hereby repealed :

- Article 8 of Decision 73/88/EEC,
- Article 7 of Decision 77/97/EEC,
- Article 6 of Decisions 79/509/EEC, 79/510/EEC and 80/877/EEC,
- Article 7 of Decision 80/1096/EEC,
- Article 9 of Decision 80/1097/EEC.

Article 2

The words "...." save where the Council has decided by a simple majority against those measures shall be deleted from Articles 6 and 7 of Decision 73/88/EEC, Article 5 of Decisions 77/97/EEC, 79/509/EEC, 79/510/EEC and 80/877/EEC, Article 6 of Decision 80/1096/EEC and Article 8 of Decision 80/1097/EEC.

(7) O.J. No L 325 of 1.12.1980, p. 5

(8) O.J. No L 325 of 1.12.1980, p. 8.

Article 3

The reference to "41" shall be replaced by the number "45" in paragraph 3 of Article 5 of Decisions 79/509/EEC, 79/510/EEC and 80/877/EEC, in Article 6 of Decision 80/1096/EEC and in Article 8 of Decision 80/1097/EEC.

Article 4

This Decision is addressed to the Member States.

Done at Brussels,

For the Council