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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

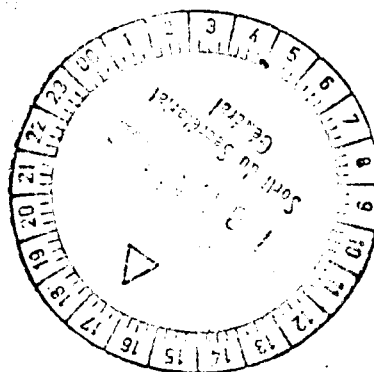
COM(82) 284 final.

Brussels, 14 May 1982

Proposal for a
COUNCIL DECISION

amending Commission Decision 82/259/EEC
concerning certain protective measures against foot-and mouth disease

(submitted to the Council by the Commission)



COM(82) 284 final.

EXPLANATORY MEMORANDUM

The first outbreak of foot-and-mouth disease in Denmark occurred on the island of Funen in March 1982. The disease spread on Funen for six weeks. To deal with this situation, on 6 April the Commission adopted a Decision concerning certain protective measures against foot-and-mouth disease, after receiving a favourable opinion from the Standing Veterinary Committee. This Decision required the Danish authorities not to send to Member States any live bovine animals, pigs or fresh meat coming from the island of Funen. As a result of this requirement, the other Member States were to withdraw the unilateral measures applied to imports.

A new outbreak of foot-and-mouth disease occurred in the night of 4 to 5 May on the island of Zealand. However, there has been no new outbreak on Funen since 21 April. In view of this, the Commission submitted for the opinion of the Standing Veterinary Committee on 12 May, draft measures providing for deliveries from Funen to be restarted, because of the period of time which had elapsed since the last outbreak was dealt with, and for the gradual lifting of the suspension of deliveries from Zealand. The Standing Veterinary Committee was unable to give a favourable opinion. The Federal Republic of Germany voted against, since it considered that the period after which deliveries from the relevant areas were to be restarted was insufficient. Italy abstained since it thought the protective measures should be taken by the importing Member States. The other delegations voted in favour.

In application of the procedure of the Standing Veterinary Committee, the Commission hereby presents a proposal covering the measures described. It would emphasize that a decision is urgent.

PROPOSAL
for a
COUNCIL DECISION

amending Commission Decision 82/259/EEC
concerning certain protective measures against foot- and mouth disease

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine (1), as last amended by Directive 81/476/EEC (2), and in particular Article 9 thereof,

Having regard to Council Directive 72/461/EEC of 12 December 1972 on health problems affecting intra-Community trade in fresh meat (3), as last amended by Directive 81/476/EEC, and in particular Article 8 thereof,

Having regard to Council Directive 80/215/EEC of 22 January 1980 on animal health problems affecting intra-Community trade in meat products (4), as amended by Directive 81/476/EEC, and in particular Article 7 thereof,

Having regard to the proposal from the Commission,

Whereas an outbreak of foot-and-mouth disease has occurred in Denmark; whereas this outbreak is liable to endanger the herds of other Member States, in view of the large-scale trade both in animals and fresh meat,

Whereas in view of this situation the Commission adopted, on 6 April 1982, Decision 82/259/EEC⁽⁵⁾;

Whereas foot-and-mouth disease has now spread to the island of Zealand and account must be taken of this new situation;

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- (1) O.J. N° 121 of 29. 7.1964, p. 1977/64
(2) O.J. N° L 186 of 8. 7.1981, p. 20
(3) O.J. N° L 302 of 31.12.1972, p. 24
(4) O.J. N° L 47 of 21. 2.1980, p. 4
(5) O.J. N° L 111 of 24. 4.1982, p. 28

Whereas, with a view to preventing any unilateral measure on the part of importing Member States, the protective measures should be maintained as long as the risk of spreading the disease persists ;

Whereas, since the Standing Veterinary Committee has not given its assent, the Commission is unable to adopt the provisions it had envisaged in this respect under the procedure provided for in Article 9 of the Directive 64/432/EEC, Article 8 of Directive 72/461/EEC and Article 7 of Directive 80/215/EEC,
HAS ADOPTED THIS DECISION :

Article 1

Commission Decision 82/259/EEC is hereby amended as follows:

1. In Article 1 the words : "and the island of Zealand" are added after the words "The island of Funen".
2. In Article 2 the words "and the island of Zealand" are inserted after the words "the island of Funen".
3. Article 3 is replaced by the following :

"Article 3

Denmark shall suspend the measures laid down in Articles 1 and 2 :

- in respect of the island of Funen, on 17 May 1982, without prejudice to the protection measures applied by the Danish authorities in the zone around the last outbreak of foot-and-mouth disease,
- in respect of the island of Zealand, 14 days after the elimination of the last outbreak of foot-and-mouth disease to appear in that island. The period which precedes the lifting of the measures shall be extended by 14 days in the protection zone of 10 kilometres around the outbreaks established by the Danish authorities".

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council