
THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 152(4)(b) thereof,

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the Economic and Social Committee (2),

Having consulted the Committee of the Regions,

Acting in accordance with the procedure laid down in Article 251 of the Treaty (3),

WHEREAS:

(1) Numerous Community acts lay down animal and public health conditions for the processing and disposal of animal waste and for the production, placing on the market, trade and importation of products of animal origin not intended for human consumption.


HAVE ADOPTED THIS DIRECTIVE:

Article 1

In Directive 90/425/EEC, the seventh indent of section 1 of Chapter I of Annex A shall be replaced by the following:


Article 2

Directive 92/118/EEC is hereby amended as follows:

1. in Article 2, points (e) and (g) shall be deleted;

2. Article 3 shall be amended as follows:

(a) in the first indent, the following words shall be deleted:

‘together with gelatins not intended for human consumption’;

and

(b) the second indent shall be replaced by the following:

‘— any new product of animal origin intended for human consumption whose placing on the market in a Member State is authorised after the date provided for in Article 20 may not be the subject of trade or importation until a decision has been taken in accordance with the first paragraph of Article 15 after evaluation, if appropriate in the light of the opinion of the Scientific Veterinary Committee set up by Decision 81/651/EEC, of the real risk of the spread of serious transmissible diseases which could result from movement of the product, not only for the species from which the product originates but also for other species which could carry the disease, become a focus of disease or a risk to human health;’

3. in Article 10(2), subparagraph (b) shall be replaced by the following:

‘(b) unless otherwise specified in Annex II, products must come from establishments on a Community list to be drawn up in accordance with the procedure laid down in Article 18;’

4. Annex I shall be amended as follows:

(a) Chapters 1, 3 and 4 shall be deleted;

(2) OJ C 193, 10.7.2001, p. 31.
(b) Chapter 5 shall be amended as follows:
   (i) in the title, the following words shall be added: ‘intended for human consumption’;
   (ii) in part A, the following shall be deleted:
       ‘A. where they are intended for human or animal
       consumption’;
   (iii) part B shall be deleted;
(c) Chapter 6 shall be amended as follows:
   (i) in the title, the following words shall be added: ‘intended for human consumption’;
   (ii) part I shall be amended as follows:
       — paragraph A shall be replaced by the following:
       ‘A. As regards trade, to the production of the
document or certificate provided for in
Directive 77/99/EEC, stating that the require-
ments of that Directive have been complied
with’;
       — in paragraph B(1), point (a) shall be replaced by
the following:
       ‘(a) the products fulfil the requirements of Direc-
tive 80/215/EEC’;
(d) in Chapter 7, part II shall be deleted; and
(e) Chapters 8, 10 and 12 to 15 shall be deleted.

Article 3
Member States shall bring into force the laws, regulations and
administrative provisions necessary to comply with this Direc-
tive on 30 April 2003. They shall forthwith inform the
Commission thereof.
When Member States adopt those measures, they shall contain
a reference to this Directive or be accompanied by such a refer-
ence on the occasion of their official publication. The methods
of making such a reference shall be laid down by the Member
States.

Article 4
This Directive shall enter into force on the day of its publica-
tion in the Official Journal of the European Communities.

Article 5
This Directive is addressed to the Member States.

Done at Luxembourg, 21 October 2002.

For the European Parliament

The President

P. COX

For the Council

The President

P. S. MØLLER