

**EN**

**SANCO/10535/2006-Rev.5**

**EN**

**EN**



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels,  
C(2006)

final

Draft

**COMMISSION DECISION**

**of**

**on certain protective measures against bluetongue**

(Memorandum from Mr. M. KYPRIANOU)

Draft

## COMMISSION DECISION

of

### on certain protective measures against bluetongue

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market<sup>1</sup> and in particular Article 10 (4) thereof,

Whereas:

- (1) On 17, 19 and 21 August 2006 respectively, the Netherlands, Belgium and Germany informed the Commission of a number of suspected clinical cases of bluetongue in sheep and cattle holdings in areas in the Netherlands, Belgium and Germany located in a radius of 50 km from Kerkrade, the Netherlands, where the first suspected case was notified.
- (2) Belgium, Germany, Luxembourg and the Netherlands have banned the movements of animals of species susceptible to bluetongue and their semen, ova and embryos out of the affected areas, in accordance to Council Directive 2000/75/EC of 20 November 2000 laying down specific provisions for the control and eradication of bluetongue<sup>2</sup> and Commission Decision 2005/393/EC of 23 May 2005 on protection and surveillance zones in relation to bluetongue and conditions applying to movements from or through these zones<sup>3</sup>.
- (3) Appropriate measures have been adopted by the affected Member States in view of their entomological, ecological, geographical, meteorological and epidemiological situation.
- (4) The spread of bluetongue from the affected area could constitute a serious hazard to animals in the Community.

---

<sup>1</sup> OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC (OJ L 315, 19.11.2002, p. 14).

<sup>2</sup> OJ L 327, 22.12.2000, p. 74.

<sup>3</sup> OJ L 130, 24.5.2005, p. 22. Decision as last amended by Decision 2006/572/EC (OJ L 227, 19.8.2006, p. 60).

- (5) For the sake of clarity and transparency and pending further epidemiological and laboratory investigations, it is appropriate to adopt at Community level disease control measures concerning the movement of animals of species susceptible to bluetongue and their semen, ova and embryos from the affected areas.
- (6) In the light of the evolution of the situation and the results of the further investigations carried out, the measures in place are to be reviewed at a meeting of the Standing Committee on the Food Chain and Animal Health at the earliest opportunity.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

*Article 1*

1. The Member States listed in the Annex shall ban the movement of live animals of species susceptible to bluetongue and their semen, ova and embryos collected or produced from 1<sup>st</sup> May 2006 from the areas listed in the Annex to other parts of the Community or to third countries.
2. The Member States shall grant the exemptions from the ban provided for in paragraph 1 that are referred to in Articles 4 and 6 of Decision 2005/393/EC.
3. If necessary, in the light of the entomological, ecological, geographical, meteorological and epidemiological situation, the Member States concerned shall carry out complementary examinations outside the area listed in the Annex.

The Member States concerned shall continue to apply any appropriate measures that they have already adopted.

On the basis of the results of those examinations the Member States concerned shall review those measures and may apply additional appropriate measures .

*Article 2*

Member States shall amend the measures they apply to trade so that they conform to this Decision and publish those measures. They shall immediately inform the Commission thereof.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels,

*For the Commission*  
*Markos KYPRIANOU*

*Member of the Commission*

## ANNEX

### Belgium:

Province of Anvers

Province of Brabant Flamand

Province of Brabant wallon

Province of Bruxelles-Capitale

Province of Namur

Province of Limbourg

Province of Luxembourg

Province of Liège

Provinces of Flandre orientale and Hainaut:

The area to the east of the following roads:

N6 running north to the R50 (commune de Mons),

R50 running east to the N56,

N56 running north to the N525,

N525 running north to the N57,

N57 running north to the N42,

N42 running north via Wettersesteenweg (commune d'Oosterzele) to the N465,

N465 running north to the N9,

N9 running west to the R4,

N4 running north to the N423,

N423 running north to the Netherlands border.

### Germany:

#### **Nordrhein-Westfalen**

Stadt Aachen

Kreis Aachen

Stadt Bochum

Stadt Bonn

Kreis Borken

Stadt Bottrop

Kreis Coesfeld

Stadt Dortmund

Kreis Düren

Stadt Düsseldorf

Stadt Duisburg

Ennepe-Ruhr-Kreis

Erfthkreis

Kreis Euskirchen

Stadt Essen

Stadt Gelsenkirchen

Stadt Hagen

Stadt Hamm

Kreis Heinsberg

Stadt Herne  
Hochsauerlandkreis  
Kreis Kleve  
Stadt Köln  
Stadt Krefeld  
Stadt Leverkusen  
Märkischer Kreis  
Kreis Mettmann  
Stadt Mönchengladbach  
Stadt Mülheim a.d.Ruhr  
Kreis Neuss  
Oberbergischer Kreis  
Stadt Oberhausen  
Kreis Olpe  
Kreis Recklinghausen  
Stadt Remscheid  
Rheinisch-Bergischer Kreis  
Rhein-Sieg-Kreis  
Kreis Siegen-Wittgenstein  
Kreis Soest  
Stadt Solingen  
Kreis Unna  
Kreis Viersen  
Kreis Wesel  
Stadt Wuppertal

### **Rheinland-Pfalz**

Kreis Ahrweiler  
Kreis Altenkirchen  
Kreis Bernkastel-Wittlich  
Im Kreis Birkenfeld das Gebiet nördlich der B 41  
Kreis Bitburg-Prüm  
Kreis Cochem-Zell  
Kreis Daun  
Stadt Koblenz  
Im Kreis Mainz Bingen die Ortsgemeinden Breitscheid, Bacharach, Oberdiebach;  
Manubach  
Kreis Mayen-Koblenz  
Kreis Neuwied  
Rhein-Hunsrück-Kreis  
Rhein-Lahn-Kreis  
Stadt Trier  
Kreis Trier-Saarburg  
Westerwaldkreis

### **Saarland**

Im Kreis Merzig-Wadern die Gemeinden Mettlach und Perl

### **Hessen**

Im Lahn-Dill-Kreis die Gemeinden Breitscheid, Diedorf, Haiger

Im Kreis Limburg-Weilburg die Gemeinden Dornburg, Elbtal, Elz, Hadamar, Limburg  
a.d. Lahn, Mengerskirchen, Waldbrunn (Westerwald)  
Im Rheingau-Taunus-Kreis die Gemeinde Heidenrod

**Luxembourg:**

Whole territory

**The Netherlands:**

Compartments 9 to 20, as defined in Animal Disease Notification System (ADNS).