COMMISSION OF THE EUROPEAN COMMUNITIES

COM(94) 252 final

Brussels, 27.06.1994

Amended proposal for a

COUNCIL DIRECTIVE

amending Directive 91/628/EEC conerning the protection of animals during transport

(presented by the Commission pursuant to Article 189 A (2) of the EC-Treaty)

EXPLANATORY MEMORANDUM

On 13 July 1993 the Commission presented to the Council a proposal for a Directive amending Directive 91/628/EEC concerning the protection of animals during transport[1].

As a result of the opinion delivered by the European Parliament at its sitting of 15 December 1993, the Commission has decided in accordance with Article 189A(2) of the Treaty, to amend its original proposal.

(1) OJ No L 340, 11.12.1991, p. 17

Amended proposal for a

COUNCIL DIRECTIVE

amending Directive 91/628/EEC conerning the protection of animals during transport

---

On 13 July 1993 the Commission presented the above proposal to the Council,

Following the opinion of the European Parliament delivered at its sitting of 15 December 1993 the original proposal is amended as follows:

The following recital is added:

"Whereas the exporter must also undertake to comply with the provisions of this directive in connection with live animals."

1. In Article 1, paragraph 2 is replaced by the following:

"2. In Article 3(1) the following subparagraph is inserted:

(aa) - space allowances for animals comply with the figures laid down in Chapter VI of the Annex, in respect of the animals referred to in that Chapter.

- without prejudice to the provisions of Council Regulation (EEC) No 3820/85*, maximum travelling times and minimum resting periods comply with those laid down in Chapter IA(2)(d) of the Annex, in respect of the animals referred to in that paragraph;"

---

* OJ No L 370, 31.12.1985, p. 1

2. In Article 1, paragraph 4 is replaced by the following:

"4. Article 5 point 2(b) is replaced by the following:

(b) draws up, for journeys exceeding the travelling times laid down in Chapter IA(2)(d) of the Annex, a route plan -- including any staging and transfer points -- whereby it can be ensured that the animals are rested within the travelling time and for at least the length of time laid down in Chapter IA(2)(d), fed and watered and, if necessary, unloaded and given accomodation in accordance with the requirements of this Directive for the type of animal to be transported. For animals not included in Chapter IA(2)(d), the route plan shall be drawn up for journeys exceeding 24 hours."

3. In Article 1 paragraph 5 a new point is inserted:

"In Chapter III a new Article 11(a) is inserted:

Article 11 a

Exporters of animals to third countries shall give a written undertaking that the provisions of this Directive will be observed throughout the journey and that arrangements have been made to ensure this compliance."

4. In Article 1, paragraph 11 is replaced by the following:

"11. Chapter IA(2)(d) of the Annex is replaced by the following:

During transport the animals must receive water and appropriate food and rest at suitable intervals. The maximum interval (in hours) which shall apply for certain types of animals are:

TYPE OF ANIMAL	WATERING	FEEDING
Calves (up to 6 months)	8	8
Lactating cows	8	22
Adult cattle	8	22
Horses	8	8
Pigs	8	22
Sheep/Goats	8	22

All animals shall be rested for at least 8 hours whilst receiving food. After 24 hours of journey time (including resting periods) all animals must receive 10 hours of rest."

5. In Article 1, paragraph 13 is replaced by the following:

"13. The following Chapter VI is added to the Annex:

Chapter VI

SPACE ALLOWANCES

47. The following minimum space allowances apply to rail, air, road and sea transport:

Cattle/ Horses M2/Animal	Max. Liveweight (Kg)	Pigs	Sheep/ Goats		Poultry CM2/ Kg	Max. Live-weight(Kg
Journeys>		Shorn	Unshorn			
0.15		<25	18		190	< 1.6
0.20			30	18	180	1.6-1.9
0.25				30	160	2.0-2.5
0.30			50		140	2.6-3.0
0.35		60			120	3.1-4.0
0.40	<50	80	>50		115	4.1-5.0
0.50		100		>50	110	> 5.0
0.70	100	>120				
0.95	200					
1.30	300					
1.70	400					
1.80	500					
2.00	600					
2.20	700					

"

6. In Article 1, paragraph 14 is deleted.

ISSN 0254-1475

COM(94) 252 final

DOCUMENTS

EN **07 03**

Catalogue number : CB-CO-94-267-EN-C

ISBN 92-77-70378-4

Office for Official Publications of the European Communities
L-2985 Luxembourg

6