

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(75) 76 final

Brussels, 28 February 1975

Proposal for a
Council Directive

amending Directives Nos 64/432/EEC, 64/433/EEC, 71/118/EEC,
72/461/EEC and 72/462/EEC as regards the
procedures of the Standing Veterinary Committee

Proposal for a
Council Decision

amending Decision No 73/88/EEC as regards
the procedures of the Standing Veterinary Committee

(submitted to the Council by the Commission)

EXPLANATORY NOTE

By the Councils decision of 15. October 1968 a Standing Veterinary Committee was set up to deal with matters on 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 to 18 months from the date on which a matter was first referred to the Committee.

Before the expiration of this delay (the 22nd June 1974), the Commission proposed to repeal the time limit, and make the procedures permanent.

However no agreement was reached on the Commissions proposal and the validity of the procedures was prolonged for twelve months until the 22nd of June 1975 ; before which date a new decision must be taken by the Council.

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 imply is obviously necessary in veterinary matters. It is, moreover, in accordance with the guidelines laid down in the communiqué adopted at the Paris meeting of heads of State and of Government. 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, firstly, not be in line with the spirit of the communiqué of Paris and, secondly, would not make it possible to ensure the necessary continuity in the carrying out of the tasks entrusted to it.

Proposal for a
Council Directive
amending Directives Nos 64/422/EEC, 64/433/EEC, 71/118/EEC
72/461/EEC and 72/462/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 the Council
Decision of 15 October 1968⁽¹⁾ delivers its Opinion in accordance with
procedures which are valid for only thirty months from the date on which
a matter is first referred to the Committee ;

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 whereas the validity of the said procedures should therefore no longer
be restricted ;

Whereas the procedures were laid down in the following Directives : Council
Directive No 64/432/EEC⁽²⁾ of 26 June 1964 on veterinary inspection problems
affecting intra-Community trade in bovine animals and swine, Council
Directive No 64/433/EEC⁽³⁾ of 26 June 1964 on health problems affecting intra-
Community trade in fresh meat, Council Directive No 71/118/EEC⁽⁴⁾ of 15 Febru-
ary 1971 on health problems affecting trade in fresh poultry meat, Council
Directive No 72/461/EEC⁽⁵⁾ of 12 December 1972 on veterinary inspection
problems affecting intra-Community trade in fresh meat and Council Directive
No 72/462/EEC⁽⁶⁾ 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 Council Directive No 74/387/EEC⁽⁷⁾ of
15 July 1974 ;

.../...

Whereas experience of 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 eliminating the possibility of the Council rejecting by a simple majority the measures proposed by the Commission ;

HAS ADOPTED THIS DIRECTIVE :

Article 1

The following provisions are hereby repealed :

Article 14 of Directive No 64/432/EEC,
Article 9b of Directive No 64/433/EEC,
Article 13 of Directive No 71/118/EEC,
Article 10 of Directive No 72/461/EEC,
Article 31 of Directive No 72/462/EEC.

Article 2

In Articles 12 and 13, 9a, 12, 9, 29 and 30 respectively of the above-mentioned Directives the words "save where the Council has decided by a simple majority against those measures" are deleted.

Article 3

This Directive is addressed to the Member States.

Done at Brussels,

For the Council
The President

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- (1) OJ No L 255, 18 October 1968, p. 23.
 - (2) OJ No L 121, 29 July 1964, p. 1977/64.
 - (3) OJ No L 121, 29 July 1964, p. 2012/64.
 - (4) OJ No L 55, 8 March 1971, p. 23.
 - (5) OJ No L 302, 31 December 1972, p. 24.
 - (6) OJ No L 302, 31 December 1972, p. 28.
 - (7) OJ No L 202, 24 July 1974, p. 36.

Proposal for a
Council Decision
amending Decision No 73/88/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 the Council
Decision of 15 October 1968⁽¹⁾ delivers its Opinion in accordance with
procedures which are valid for only thirty months from the date on which
a matter is first referred to the Committee ;

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 whereas the validity of the said procedures should therefore no longer
be restricted ;

Whereas the procedures were laid down in Council Decision No 73/88/EEC⁽²⁾ of
26 March 1973 on action to protect Community livestock against certain
foot-and-mouth diseases ;

Whereas experience of 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
eliminating the possibility of the Council rejecting by a simple majority
the measures proposed by the Commission, .

HAS ADOPTED THIS DIRECTIVE :

.../...

(1) OJ No L 255, 18 October 1968, p. 23.
(2) OJ No L 105, 20 April 1973, p. 26.

Article 1

Article 8 of Decision No 73/88/EEC is hereby repealed.

Article 2

In Articles 6 and 7 of Decision No 73/88/EEC the words "save where the Council has decided by a simple majority against those measures" are deleted.

Article 3

This Decision is addressed to the Member States.

Done at Brussels,

For the Council
The President

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