



Notification Number: 2007/370/F

Draft Decree on the protection of pet animals during their sale and activities involving them

Date received : 29/06/2007

End of Standstill : 01/10/2007

Message

Message 002

Communication from the Commission - SG(2007) D/51568

Directive 98/34/EC

Translation of the message 001

Notification: 2007/0370/F

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200701568.EN)

1. Structured Information Line

MSG 002 IND 2007 0370 F EN 01-10-2007 29-06-2007 F NOTIF 01-10-2007

2. Member State

F

3. Department Responsible

Délégué interministériel aux normes – SQUALPI –
bâtiment le Bervil-

12 rue Villiot-75572 PARIS CEDEX 12

d9834.france@industrie.gouv.fr@industrie.gouv.fr ou syrte@industrie.gouv.fr

tél : 01 53 44 97 04 – fax : 01 53 44 98 88

3. Originating Department

Ministère de l'agriculture et de la pêche - Direction générale de l'alimentation – Sous-direction de la santé et de la protection animale- Bureau de la protection animale- 251, rue de Vaugirard- 75732 PARIS CEDEX 15



4. Notification Number

2007/0370/F - C90A

5. Title

Draft Decree on the protection of pet animals during their sale and activities involving them

6. Products Concerned

Pet animals

7. Notification Under Another Act

No

8. Main Content

Under Law No 99-5 of 6 January 1999 on dangerous and stray animals and the protection of animals, the various types of activities linked to pet animals (breeding, sale, training, dog obedience training and the public showing of domestic species of pet animals) can only be performed under the following conditions:

- the activity shall be declared to the Prefect of the department;
- conditions for keeping and maintaining domestic species of pet animals, including health aspects, and records shall be compliant with regard to the health and protection of animals;
- at least one person in direct contact with the animals shall hold a skills certificate declaring their competences and knowledge of the physiological and behavioural needs of the animals, the text regulating this certificate having already been published.

This text therefore relates to the first and second indents. The idea of breeding farms on home premises is introduced for certain categories of animals. The information and documents linked to the sale of pet animals are clearly defined and stated. In the last section, controls and penalties for all the points covered and certain aspects of the European Convention for the Protection of Animals are laid down.

9. Brief Statement of Grounds

In view of the considerable growth in the activities of breeding and sale of pet animals, it was essential that a specific legislative and regulatory measure cover these activities and thereby allow the responsibility of both sellers and buyers of pet animals to be increased. The legislation applicable to date lacked clarity in certain areas and only concerned domestic carnivores. The draft Decree has now been adapted to the objectives clearly stated in Law No 99-5 of 6 January 1999 on dangerous and stray animals and on the protection of animals, i.e. to improve the moral standard of the sector and to combat impulse-buys by supplying sufficient information to the consumers buying the animals.

10. Reference Documents - Basic Texts

- a) European Convention for the Protection of Pet Animals, ratified by France on 3 October 2003.
- b) Law No 99-5 of 6 January 1999 on dangerous and stray animals and on the protection of animals

11. Invocation of the Emergency Procedure

No



12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

An impact assessment has been carried out.

In order to draft this text numerous consultations have taken place with representatives of professional organisations, animal protection associations, professional and amateur animal breeders, representatives of pedigree records, of the veterinary profession, scientists and ministries concerned with the application of the text (the Ministry of Ecology and Sustainable Development and the Ministry of Finance).

16. TBT and SPS aspects

TBT and SPS aspects (Agreements drawn up within the framework of the WTO)

TBT aspect (Agreement on Technical Barriers to Trade)

a) NO

iii) The draft does not have a significant effect on international trade.

SPS aspect (Agreement on Sanitary and Phytosanitary Measures)

a) No

b)

ii) The content of the draft is substantially the same as that of an international standard, directive or recommendation.

iii) The draft does not have a significant effect on international trade.

Catherine Day
Secretary-General
European Commission

Point de contact Directive 98/34
Fax: (32-2) 296 76 60
email: dir83-189-central@ec.europa.eu

sent to :

CU N Lovseth Hanne Leen



.

Department of Trade and Industry Office of Science & Innovation
Mr Philip Plumb

EFTA Surveillance Authority
Mr. Gunnar Thor PETURSSON

European Free Trade Association

.

Hungarian Notification Centre Ministry of economy & transport
Mr Zsolt Fazekas

Kauppa-ja teollisuusministeri
Ms. Leila Orava

Malta standards Authority
Dr Stephanie A Fenech

Ministry of Economy and Commerce Division for Internal Market
Razvan CUC

NSAI
Mr Tony Losty

Représentation Permanente de l'Irlande
Denis Colfer

Représentation Permanente du Royaume-Uni

.

SL

.

State Agency for Metrological and Technical Surveillance
Violetta Veleva

Undersecretariat of Foreign Trade General Directorate of Standardisation
Mr Mehmet COMERT