



Notification Number: 2012/255/F

Decree on essential labelling which must appear on equipment used to present domestic pets for sale or transfer, as well as the contents of the information document and ownership transfer certificate mentioned in I of Article L214-8 of the Rural and Marine Fisheries Code

Date received : 20/04/2012

End of Standstill : 23/07/2012

Message

Message 002

Communication from the Commission - SG(2012) D/51071

Directive 98/34/EC

Translation of the message 001

Notification: 2012/0255/F

No abre el plazo - Nezaahajuje 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: 201201071.EN)

1. Structured Information Line

MSG 002 IND 2012 0255 F EN 20-04-2012 F NOTIF

2. Member State

F

3. Department Responsible

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3. Originating Department

Ministère Agriculture, Alimentation, Pêche, Ruralité et Aménagement du Territoire – Direction Générale de l’Alimentation – Service de la Prévention des Risques Sanitaires de la Production Primaire – Sous Direction de la Santé et de la Protection Animale – Bureau de la Protection Animale

4. Notification Number

2012/0255/F - C90A

5. Title

Decree on essential labelling which must appear on equipment used to present domestic pets for sale or transfer, as well as the contents of the information document and ownership transfer certificate mentioned in I of Article L214-8 of the Rural and Marine Fisheries Code

6. Products Concerned

People selling or transferring domestic pets (breeding, sale, giving for adoption ...)

7. Notification Under Another Act

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8. Main Content

This text specifies the contents of the ownership transfer certificate, the information document and the essential labelling which must appear on equipment used for the presentation of domestic pets for sale or transfer by professionals (pet shops, breeding centres and especially dog and cat rescue shelters). Article L214-8 (I) of the Rural and Marine Fisheries Code (CRPM) effectively provides that ‘Any sale of pet animals undertaken in the context of activities provided for in IV of Article L214-6 must be accompanied, at the moment of delivery to the new owner, by the issuance of:

1° An ownership transfer certificate;

2° An information document on the characteristics and needs of the animal as well as, where necessary, educational advice’

These provisions of this article apply equally to any animals sold or given away by animal protection associations or foundations dedicated to animal protection.

Furthermore, Article R214-30-2 of the CRPM clearly states that ‘an order from the Minister responsible for agriculture shall specify the contents of the information document provided for in 2° of I of Article L214-8, and details of the essential labelling which must appear on equipment used for the presentation of pet animals to be sold or given away’.

9. Brief Statement of Grounds

This text has been drafted to improve the living conditions and welfare of domestic pet animals. To purchase an animal is to purchase a living being with the capacity to suffer and it should therefore not be ‘trivialised’. The text therefore aims to: enable the new owner to be better informed regarding the characteristics and needs of the animal purchased; increase the responsibility of the new owner in the interests of avoiding poorly thought-out purchases, which lead to an increase in the number of abandoned or poorly cared for animals, and improved monitoring of a sector in which abuse has been reported (deception, fraud, illegal trade, animal trafficking etc..). This measure has been implemented in response to the wishes expressed by animal protection professionals and associations brought together in a grand debate over several months in 2008 (Les Rencontres Animal et Société).



10. Reference Documents - Basic Texts

References to reference texts: Decree no. 2008-871 of 28 August 2008 on the protection of pets and amending the Rural and Marine Fisheries Code, especially Article R214-30-2 thereof, cited in Point 8 above
The reference texts must be submitted in the context of earlier notification: 2007/370/F

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

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16. TBT and SPS aspects

TBT Aspect

No - The plan has no significant impact on international commerce.

SPS Aspect

No - The plan is not a sanitary or phytosanitary measure.

Catherine Day
Secrétaire général
Commission européenne

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