

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 719 final.

Brussels, 13 December 1978.

PROPOSAL FOR A COUNCIL DIRECTIVE

amending Directive 77/504/EEC
on pure-bred breeding animals of the bovine species

(submitted to the Council by the Commission)

COM(78) 719 final.

EXPLANATORY MEMORANDUM

By its Directive of 25 July 1977, the Council laid down the conditions for the progressive liberalization of trade in pure-bred breeding animals of the bovine species and fixed the date of entry into force of the said Directive at 1 January 1979.

It also stipulated in Article 7 of the Directive that, pending the entry into force of Community rules on the subject, the conditions applicable to imports of the animals in question from non-member countries must not be more favourable than those governing intra-Community trade. However, the aforementioned Directive calls for a number of implementing measures which are necessary for the introduction of intra-Community trade arrangements; these measures are being prepared and will require more time before completion. Hence, it will not be possible, from 1 January 1979, to ensure that the conditions under which imports from non-member countries take place are the same as those governing intra-Community trade, since the latter have not yet been fully established.

The Directive should consequently be amended so that the aforesaid Article 7 enters into force progressively and together with the rules applicable to trade between Member States.

COUNCIL DIRECTIVE

**amending Directive 77/504/EEC
on pure-bred breeding animals of the bovine species**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament,

Having regard to the Opinion of the Economic and Social Committee,

Whereas on 25 July 1977 the Council adopted Directive 77/504/EEC⁽¹⁾, by which it laid down the conditions for the progressive liberalization of intra-Community trade in this field ;

Whereas, as regards imports from non-member countries, pending the implementation of Community rules on the subject the general principle has been retained, in accordance with Article 7 of the aforesaid Directive, of not applying to such imports more favourable conditions than those governing intra-Community trade;

Whereas Community standards for trade between Member States have not yet been fully established, in particular as regards the criteria for entry in a herd-book; whereas they will not be so until a number of implementing measures, particularly those provided for in Article 6 of the said Directive, have been adopted; whereas it is therefore logical that provision be made for the aforesaid Article 7 to be applied as and when intra-Community measures are introduced,

HAS ADOPTED THIS DIRECTIVE :

¹⁾ O.J. No L 206, 12.8.1977, p. 8

Article 1

Article 9 of Directive 77/504/EEC is hereby amended to read as follows :

"The Member States shall bring into force the laws, regulations and administrative provisions necessary to :

(a) comply with this Directive, with the exception of Article 7, by 1 January 1979 at the latest;

(b) comply with Article 7, as regards each of the points which it covers, on the same dates as those on which they comply with the corresponding provisions applicable in intra-Community trade, and in particular the decisions that are adopted successively pursuant to Article 6, and shall forthwith inform the Commission thereof."

Article 2

This Directive is addressed to the Member States.

Done at Brussels,

For the Council

The President