Council of the European Union

Brussels, 23 July 2025
(OR. en)

11903/25

Interinstitutional File: 2023/0448(COD)

LIMITE

VETER 80
AGRI 365
AGRILEG 128
CODEC 1073

PUBLIC

NOTE

From:	Presidency
To:	Delegations
No. Cion doc.:	16405/23 + ADD 1
Subject:	Proposal for a Regulation of the European Parliament and of the Council on the protection of animals during transport and related operations, amending Council Regulation (EC) No 1255/97 and repealing Council Regulation (EC) No 1/2005 – *Presidency text on Articles 36a, 36b, 37 and 38 in Chapter VIII of the Regulation*

With a view to the Working Party on Animal and Veterinary Questions (Animal Welfare) on 11-12 September 2025, delegations will find in annex the Presidency text on Articles 36a, 36b, 37 and 38 in Chapter VIII of the Regulation.

Changes with respect to the Commission proposal have been marked **with bold and underline** for new insertions and ~~strikethrough~~ for new deletions.

ANNEX

CHAPTER VIII

TRAINING AND OBLIGATIONS OF COMPETENT AUTHORITIES

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Article 36a

Basic training course

1. **Transporters, keepers and operators of assembly centers, control posts and handling facilities at ports and airports shall entrust the handling of animals during transport and related operations[1] only to persons who have completed a basic training course, except farm staff involved only in catching, loading or unloading animals at the farm.**

2. **The basic training[2] course shall cover at least the following competences, knowledge and skills:**

   a) **basic assessment of fitness for transport;**

   b) **the species-specific behavior of animals and their physiological and ethological needs during a journey;**

   c) **the handling requirements in point 3 of Chapter III of Annex I and point 2 of Annex II and best practices for moving and driving animals during transport;**

   d) **recognition of expressions of animals' positive and negative emotions, including any sign of suffering and ways to prevent their suffering;**

   e) **methods for monitoring indicators in accordance with Article 26.**

3. **The basic training course shall include in-person training.**

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1 **Examples (e.g. catching and loading into containers) to be added in a recital.**

2 **More detail on the objective, e.g. to obtain awareness of animal welfare to be added in a recital.**

4. **The provider of the training course shall issue a certificate of completion of the basic training course using the template set out in Section 3a of Annex V[3]. The certificate shall be made available to the competent authority upon request.**

5. **The European Union Reference Centers for Animal Welfare designated in accordance with Article 95 of Regulation (EU) 2017/625 shall develop and regularly update models of training plans and materials, quality standards and recommendations to be available for training providers for the purpose of this Article.**

Article 36b

Advanced training course

1. **Transporters shall entrust the responsibilities of attendant and animal welfare officer only to persons who hold a certificate of competence relevant to the animal species for which these persons are responsible.**

2. **In order to obtain a certificate of competence, the attendants and the animal welfare officers shall:**

   a) **complete a basic training course as referred to in Article 36a and an advanced training course as referred to in paragraph 3; and**

   b) **pass a final examination referred to in Article 37(1), point c.**

3. **The advanced training course shall cover at least the following competences, knowledge and skills:**

   a) **the obligations for attendants and animal welfare officers set out in this Regulation;**

   b) **use and maintenance of equipment for:**

      i) **handling and accommodating animals in the means of transport;**

      ii) **maintaining and monitoring the welfare of animals;**

[3] **Section 3a of Annex V to be created.**

iii) loading and unloading of animals;

iv) in case of road transport, recording the position of the vehicle.

c) ways to address possible contingencies;

d) for animal welfare officers, methods of performing emergency killing in accordance with Regulation (EC) 2009/1099.

4. The European Union Reference Centers for Animal Welfare designated in accordance with Article 95 of Regulation (EU) 2017/625 shall develop and regularly update models of training plans and materials, quality standards and recommendations to be available for training providers for the purpose of this Article.

Article 37

Responsibilities of national authorities in relation to ~~*T*~~***t****rainings*~~*s*~~

1. For the purposes of Article**s** ~~10~~ **36a and 36b**, Member States shall designate the ~~competent~~ **national** authority responsible for:

(a) ~~ensuring that~~ **developing basic and advanced** training courses **taking into account recommendations provided for in accordance with Article 36a(5) and 36b(4)** ~~are available for drivers, attendants and animal welfare officers involved in the transport of animals relevant to the species and categories of animals concerned~~;

(b) keeping a list of **basic and advanced** training courses **and making it publicly** available ~~to drivers, attendants and animal welfare officers responsible for animal welfare during transport~~;

(c) organising an independent final examination **for the advanced training course** ~~to test the drivers', attendants' and animal welfare officers' knowledge, the content of which shall be relevant for the categories of animal concerned and shall correspond to the stage of transport concerned; (d)~~ **and** delivering certificates of competence attesting the passing of th**at**~~e~~ independent final examination;

~~(e) determining the content of the training courses referred to in point (a) and the modalities of the examination referred in point (b).~~

1a. The national authority may delegate the responsibilities in points (a) and (c) of paragraph 1 of this Article to approved providers of basic and advanced training courses. In such case, the competent authority shall approve the providers if the providers comply with the following conditions:

(a) to have at their disposal staff with relevant educational background and experience, and

(b) to base their training programme and materials on the recommendations referred to in Article 36a(5) and 36b(4).

The national authority shall keep and publish a list of approved basic and advanced training providers.

~~2. The training courses referred to in paragraph 1 shall cover at least the following competences, knowledge and skills:~~

~~(a) the animal welfare obligations, in particular those set out in Annexes I and II;~~

~~(b) the species-specific behaviour of animals and their physiological and ethological needs during a journey;~~

~~(c) ways to minimise animal welfare risks during a journey;~~

~~(d) recognition of expressions of animals' positive and negative emotions, including any sign of suffering during a journey;~~

~~(e) use and maintenance of equipment used for animals accommodated in the means of transport;~~

~~(f) methods for monitoring indicators in accordance with Article 26; and~~

~~(g) contingency plans in Article 8.~~

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Article 38

Grant, renewal, [suspension] and withdrawal of the ~~C~~certificate of competence

1. The national authority shall grant a certificate of competence to attendants and animal welfare officers provided that the following conditions are fulfilled:

   a) the applicant has ~~successfully~~ passed the final examination referred to in Article 37(1), point (c)~~;~~ **and**

   b) **the national authority is not aware that the applicant is prohibited from handling animals by a competent authority, including a competent authority in another Member State.**

   ~~the applicant has provided a written declaration stating that he/she has not committed a serious infringement as provided for in Article 44 in the 3 years preceding the date of the application for that certificate.~~

~~2. The competent authority shall not grant the certificate of competence if another competent authority has prohibited the applicant from handling animals.~~

3. The certificate of competence shall include the information set out in Section 4 of Annex V. It shall be valid for a period of not more than 5 years from the date of issue.

[3b. In order to renew the certificate of competence, the attendant or the animal welfare officer holding that certificate shall provide the national authority with evidence of completion of a refresher course.]

4. Member States shall recognise valid certificates of competence **of attendants and animal welfare officers** granted in another Member State.

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5. **A** Member State~~s~~ may recognise qualifications obtained for other purposes as equivalent to the **basic or advanced training courses,** ~~certificates of competence for the purposes of this Regulation~~, provided they have been obtained under conditions equivalent to those laid down in Articles 36a and 36b. **In such case, the Member State shall allow the attendant or the animal welfare officer concerned to take the final exam referred to in Article 37 (1)(c)**~~The competent authorities shall make publicly available and keep up to date, via the Internet, a list of qualifications recognised as equivalent to the certificate of competence~~.

6. ~~Competent~~ **The national** authorit**y**~~ies~~ shall withdraw ~~in TRACES~~ a certificate of competence ~~granted under this Regulation~~ of attendant or animal welfare officer where the person holding that certificate no longer shows sufficient competence, knowledge or awareness of ~~his/her~~ **their** tasks. **The national authority shall record the reasons for the withdrawal without delay**.

In case the certificate of competence is withdrawn, the person holding that certificate shall complete the advanced training course and pass the independent final examination in order to obtain a new certificate of competence.

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