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NOTE

From:	Presidency
To:	Delegations
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 - *Stable consolidated articles*

With a view to the Working Party on Animal and Veterinary Questions (Animal Welfare & Husbandry) on 1-2 September 2026, delegations will find in annex the stable consolidated Articles of the above Regulation.

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

ANNEX

CHAPTER I
SUBJECT MATTER, SCOPE, DEFINITIONS AND GENERAL PROVISIONS

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Article 1

Subject matter

This Regulation lays down rules for the protection of animals during transport in connection with an economic activity.

Transport in connection with an economic activity means the transport of animals in the course of the economic activity of the owner or keeper of the animals, or that is performed as a service on the market for any consideration, irrespective of whether the consideration is immediate.

Article 2

Scope

1. This Regulation shall apply to the transport of animals:

   - within the Union;
   - from a place of departure in a third country to a place of destination in the Union;
   - from a place of departure in the Union to a place of destination in a third country; and
   - from a Border Control Post of entry into the Union until an exit point from the Union, when the transport of animals transits through the Union territory.

2. Transport for the following purposes shall only be subject to Article 4:

   (a) transport by farmers ***or by their staff*** of their own animals ~~using their own means of transport~~ for the purpose of ~~seasonal~~ transhumance;

(b) transport by farmers ***or by their staff*** of their own animals ~~using their own means of transport for purposes other than transhumance,~~ for a distance of no more than ~~50~~***75*** km from the holding in which they are kept~~.~~***;***

(ba) transport of kept reindeer (Ragnifer tarandus tarandus) within and between reindeer herding areas;

(c) transport of animals for the purposes of participating in training, exhibitions, competitions, ***races,*** cultural events, circuses, and equestrian sport and ***equestrian*** leisure activities;

(ca) direct deliveries of aquatic animals to food businesses supplying the final consumer within a distance of no more than 75 km;

(cb) the transport of protected species under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) unless these animals are used for farming purposes;

(cc) the transport of animals to zoos as defined in Article 2 of Council Directive 1999/22/EC[1];

(cd) the transport of ornamental aquatic animals;

(ce) the transport of animals used for the purpose of exercising public authority;

(cf) the transport of search and rescue dogs for search and rescue operations;

(cg) the transport of guide dogs, hearing dogs, mobility dogs and medical alert dogs by a transporter on account of their owners or trainers;

(ch) the transport of animals to an authorised establishment under Directive 2010/63/EU;

(ci) the transport of animals in case of natural disasters, severe adverse climatic events or other catastrophic events insofar as it is necessary to remove the animals from

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1 ***Council Directive 1999/22/EC of 29 March 1999 relating to the keeping of wild animals in zoos, OJ L 94, 9.4.1999, p. 24–26.***

an immediate threat to their health and welfare. In such cases, the competent authorities shall be informed of the transport without undue delay.

3. This Regulation shall not apply to the following types of transport:

~~(a) the transport of animals which does not take place in connection with an economic activity;~~

(b) the transport of animals directly to or from veterinary practices or clinics;

(ba) the transport of animals at the stage of gametes, embryos and larvae;

(bb) the transport of aquatic animals by fishing vessels in the course of fishing activities under the common fisheries policy;

~~(c) the transport of protected species, under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)[2];~~

~~(d) the transport of animals between zoos as defined in Article 2 of Council Directive 1999/22/EC[3].~~

~~(e) the transport of ornamental fish;~~

~~(f) direct deliveries of aquatic animals to food businesses supplying the final consumer.~~

~~4. Articles 4(2)(b), 20, 26, Chapters I and V of Annex I and point 4 of Annex II shall not apply to transport of animals for the purposes of an authorised project under Directive 2010/63/EU[4].~~

4a. Articles 14(3)(a) and (aa), 15, 22(2)(ea) and (eb), 24a, 26a(1) and (2) and 30(2c) shall not apply to transport of purebred breeding animals of the species Equus caballus and Equus asinus entered in the main section of a breeding book established by a breed

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~~[2] Council Decision (EU) 2015/451 of 6 March 2015 concerning the accession of the European Union to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), OJ L 75, 19.3.2015, p. 1–3.~~

~~[3] Council Directive 1999/22/EC of 29 March 1999 relating to the keeping of wild animals in zoos, OJ L 94, 9.4.1999, p. 24–26.~~

~~[4] Directive 2010/63/EU of the European Parliament and of the Council of 22 September 2010 on the protection of animals used for scientific purposes, OJ L 276, 20.10.2010, p. 33–79.~~

society recognised in accordance with Article 4 of Regulation (EU) 2016/1012 if the animals are transported for the purpose of breeding or for sale at auction.

Article 3

Definitions

For the purposes of this Regulation the following definitions shall apply:

1. ‘animals’ means live vertebrate animals, cephalopods and decapods;

2. ‘place of departure’ means~~:~~ ***the place where an animal hatched, or was born or where it has been accommodated for at least four days prior to departure or, in the case of dogs and cats, or of breeding animals of the equine species, at least 48 hours prior to departure and where it is first loaded onto a means of transport;***

   ~~(a) the place where an animal has been accommodated for at least a week prior to departure and where it is first loaded onto a means of transport; or~~

   ~~(b) an assembly centre if the animal has been collected within a distance of no more than 100 km;~~

3. ‘place of destination’ means a slaughterhouse or ~~any other~~ ***a*** place where an animal is unloaded from a means of transport ***at the end of a journey*** and accommodated for at least ~~a week~~ ***4 days prior to the time of any subsequent departure or, in the case of dogs and cats, or of breeding animals of the equine species, at least 48 hours*** prior to the time of any subsequent departure;

4. ‘journey’ means the movement of animals ~~effected by~~ ***between the places listed below, that is completed with the use of*** one or more means of transport***,*** starting with the loading ~~of the first animal~~ onto the first means of transport ~~at the place of departure~~ and ending with the unloading ~~of~~***from*** the last ~~animal at the place of destination,~~***means of transport*** and the related operations including rest ***and break*** periods and transfer from one means of transport to another~~;~~***:***

   (a) between a place of departure and a place of destination, or

   (b) between a place of departure and an assembly centre, or

(c) between an assembly centre and a place of destination, or

(d) between two assembly centres;

5. ‘means of transport’ means road or rail vehicles, vessels and aircraft used for the transport of animals;

5a. ‘loading’ means the process of placing animals onto a means of transport starting with the placing of the first animal onto the means of transport or, in the case of animals in containers, the placing of the first container onto the means of transport.

5b. ‘unloading’ means the process of removing animals from a means of transport, ending with the removal of the last animal from the means of transport, or, in the case of animals in containers, the removal of the last container from the means of transport.

6. ‘aquatic animals’ means fish, cephalopods and decapods;

6a. ‘ornamental aquatic animals’ means aquatic animals that are intended for display, exhibition, competition, or intended to be kept as a pet;

7. ‘organiser’ means~~:~~ ***a natural or legal person who prepares and coordinates the journey or journeys and who signs the declaration in the planning section of the journey log in TRACES;***

~~(a) a transporter who transports or has subcontracted the transport of animals for the whole journey or a part of the journey to at least one other transporter; or~~

~~(b) a natural or legal person who has contracted the transport of animals to a transporter; or~~

~~(c) a person who has signed Section 1 of the journey log in TRACES as set out in Annex III.~~

8. ‘long journey’ means a journey that exceeds 9 hours;

9. ‘competent authority’ means a competent authority as defined in Article 3(3) of Regulation (EU) 2017/625;

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10. ‘TRACES’ means the computerised system for the purposes of exchanging data, information and documents referred to in Articles 133(4) of Regulation (EU) 2017/625;

11. ‘transporter’ means ~~an operator whose economic activity consists of transporting~~***a natural or legal person who transports*** animals on ~~its own behalf~~***their own account***, or on ~~behalf~~***account*** of a third party;

11a. ‘type 1 transporter authorisation’ means an authorisation for a transporter to transport animals by road within the Union for short journeys;

11b. ‘type 2 transporter authorisation’ means an authorisation for a transporter to transport animals;

(a) for long journeys within the Union or to third countries by any means of transport, or

(b) for short journeys within the Union including a leg by rail vehicle, livestock vessel, roll-on-roll-off vessel, container vessel, well-boat or aircraft, or

(c) for short journeys to third countries by any means of transport.

12. ‘short journey’ means a journey that does not exceed 9 hours;

13. ‘attendant’ means a ***natural*** person directly in charge of the welfare of the ~~transported~~ animals ***and*** who accompanies them ~~during a~~***, for the duration of the*** journey***, on a rail vehicle or on a road vehicle including when carried on a roll-on-roll-off vessel*** ~~on road or rail transport~~;

~~14. ‘vehicle’ means a means of transport fitted with wheels which is propelled or towed;~~

15. ‘Animal welfare officer’ means a person directly in charge of the welfare of ~~transported~~ animals ~~by livestock vessel~~ for the duration of the ***leg of a*** journey ~~at sea~~***by livestock vessel, well-boat or container vessel***;

16. ‘livestock vessel’ means a ~~sea-going~~ vessel which has been built or adapted to be used for the transport of terrestrial animals, other than ~~domestic birds or rabbits~~***dogs, cats, poultry or farmed lagomorphs***;

17. ‘container’ means any crate, box, receptacle or other rigid structure used for the transport of animals which is not a means of transport;

17a. ‘container for large animals’ means a container used for transport of domestic animals of the equine, bovine, porcine, ovine and caprine species and kept cervids and camelids, on means of transport by road, rail or on container vessels;

18. ‘container vessel’ means a vessel carrying ~~terrestrial animals, other than domestic birds or rabbits in moveable~~ containers ***for large animals***;

19. ‘terrestrial animals’ means ~~kept equidae, and~~***domestic*** animals of the ***equine,*** bovine, porcine, ovine, caprine species, ***kept*** cervids~~, rabbits and domestic birds, including~~ ***and camelids, dogs, cats, farmed lagomorphs and*** poultry;

20. ‘roll-on-roll-off vessel’ means a vessel with facilities to enable road or rail vehicles to roll on and roll off the vessel;

~~21. ‘container for large animals’ means a container used for transport of terrestrial animals other than domestic birds and rabbits on means of transport by road, rail or container vessels;~~

21a. ‘container for aquatic animals’ means any container, well or tank used for the transport of aquatic animals;

22. ‘official veterinarian’ means an official veterinarian as defined in Article 3(32) of Regulation (EU) 2017/625;

23. ‘assembly centre’ means an establishment***, including markets and venues for auctions,*** ~~for assembly operations~~ registered ***in accordance with Article 93 of Regulation (EU) 2016/429 or approved*** in accordance with Article 97(1) of Regulation (EU) 2016/429 where ~~animals of the bovine, ovine, caprine, equine or porcine species originating from more than one holding are grouped together temporarily to form a consignment;~~***:***

(a) terrestrial animals originating from more than one establishment are grouped together temporarily to form a consignment; or

(b) terrestrial animals from a consignment are separated in order to be distributed to more than one establishment.

24. ‘control posts’ means control posts as defined in Article 1 of Regulation (EC) No 1255/97;

25. ‘journey time ***by land***’ means the time period ~~during which animals are moved by means of transport, including the time for loading and unloading~~***of a journey that*** the animals~~;~~ ***spend on a road or rail vehicle excluding:***

(a) the time for loading onto and unloading the animals off the vehicle;

(b) the time during which the vehicle is on a roll-on roll-off vessel;

26. ‘keeper’ means any natural or legal person, except a transporter, in charge of or handling animals whether on a permanent or temporary basis;

26a. ‘poultry’ means ‘poultry’ as defined in Article 4(9) of Regulation EU 2016/429;

26b. ‘handling facility at a port or airport’ means a premises or structure where animals are temporarily kept before or after their transfer to or from an aircraft or a vessel other than a well-boat;

26c. ‘unweaned’ means a characteristic of a mammal whose dietary and physiological needs consist fully or partially of milk or appropriate milk replacements;

26d. ‘weaned’ means a characteristic of a mammal which is not unweaned;

27. ‘exit point’ means an exit point as defined in Article 3(39) of Regulation (EU) 2017/625;

28. ‘border control post’ means a border control post as defined in Article 3(38) of Regulation (EU) 2017/625.

29. ‘positioning systems’ means systems of infrastructures ~~providing~~***designed to provide*** global,~~-~~continuous, accurate and guaranteed timing and positioning services needed for the purpose of this Regulation ***on a world-wide basis***;

30. ‘rest period’ means a~~ continuous~~ period in the course of a journey ***by land*** during which animals are ~~not being moved by a means of transport;~~***rested outside the vehicle after unloading;***

30a. ‘break period’ means a period in the course of a journey by land during which animals are rested on board of a stationary vehicle;

30b. 'day-old chicks' means poultry less than 72 hours old;

~~31. 'biosecure transport' means the transport of animals for the purposes of Directive 2010/63/EU that provides a physical barrier protecting the animals from the transfer of microbial contaminants and ensures their welfare by the provision of feed, water and environmental conditions appropriate to the species and their stage of development, including sufficient space to rest and stretch;~~

32. 'certification***conformity assessment*** body' means a ~~legal entity accredited in accordance with~~ ***conformity assessment body as defined in Article 2(13) of*** Regulation (EC) No 765/2008 ~~and operating in accordance with ISO/IEC/17065 for Conformity assessment — Requirements for bodies certifying products, processes and services;~~***;***

33. 'unbroken ~~equine~~ animal' ~~means an~~ ***of the*** equine ***species' means an*** animal ***of the equine species*** that cannot be tied or led by a halter without causing avoidable excitement, pain or suffering~~.~~***;***

33a. 'Post-peak laying hens' means layer or breeder hens that have been used for the production of eggs for more than 30 weeks;

33b. 'European Union Reference Centre for Animal Welfare' means a European Union Reference Centre for Animal Welfare designated in accordance with Article 95 of Regulation (EU) 2017/625;

33c. 'Well-boat' means a vessel which has a well or tank for the transport of aquatic animals in water;

33d. 'owner of the livestock vessel' means a company as defined in Article 2(3) of Regulation (EC) No 336/2006.

Article 4

General provisions on the transport of animals

1. No person shall transport animals or cause animals to be transported in a way that causes or is likely to cause ~~undue~~***injury or unnecessary*** suffering to ~~it~~***them***.

2. Any person transporting animals or causing animals to be transported shall ensure compliance with the following requirements:

(a) all necessary arrangements have been made in advance to minimise the duration of the journey ~~so that~~ ***and to minimise*** the most common animal welfare hazards, including suffering from hunger, thirst, ***noise,*** fatigue, injuries or thermal discomfort ~~are minimised~~;

(b) ***at the time of loading,*** the animals are fit for the entire ***planned*** journey;

(ba) the welfare condition of the animals is regularly checked and appropriately maintained throughout the entire journey;

(c) the means of transport***, containers and bags*** are designed, constructed, maintained and operated ***or handled*** in a way to prevent injury or unnecessary suffering and to ensure the safety of the animals;

(d) the loading and unloading facilities are designed, constructed, maintained and operated in a way to ~~avoid~~ ***prevent*** injury and unnecessary suffering and to ensure the safety of the animals;

(e) any natural person ~~responsible for~~ ***handling*** the animals at any stage of their transport, is competent for this purpose ~~and for handling the animals transported~~, and carries out ~~his or her~~ ***their*** tasks without using violence or any method likely to cause injury or unnecessary suffering to the animals;

(f) the transport is carried out without undue delay;

~~(g) the welfare condition of the animals is regularly checked and appropriately maintained;~~

(h) the floor area and ***ceiling*** height of the means of transport***, containers*** and the unloading and loading facilities are adapted to the species, size, category of the animals concerned and to the planned journey;

(i) ~~water~~***hydration***, feed and rest are offered to animals ~~at regular intervals,~~ ***as necessary,*** during the journey and are appropriate in quality and quantity to the animal's species and their physiological needs;

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(j) aquatic animals ***transported in water*** are provided with water in sufficient volume and quality.

Article 4a

Organisers and transporters

1. No transport of animals shall be carried out without a natural or legal person acting as an organiser and a natural or legal person acting as a transporter.

2. There shall be a single organiser for each journey and a single point of contact for the entire transport.

3. Where several journeys converge and animals are loaded onto a single livestock vessel for a leg of their journeys by sea, there shall be a single organiser who plans and coordinates those journeys.

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CHAPTER II

ORGANISER AND TRANSPORTER AUTHORISATIONS

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Article 5

Application for organiser authorisation for *any long journey, and for short*~~long~~ journeys *to and from third countries of terrestrial and aquatic animals*

1. ~~Organisers may only~~***The organiser shall*** make arrangements for the transport of ***terrestrial or aquatic*** animals for ***any long journey, any journey including a leg by livestock vessel, container vessel, well-boat or aircraft, and for short***~~long~~ journeys ***to or from third countries, only*** if they hold an authorisation granted in accordance with Article 6.

2. The organiser shall submit an application for an authorisation to ~~transport animals for long journeys to~~ the competent authority ~~in TRACES~~***of a Member State*** using ~~the form in Section~~***column A of template*** 1 of Annex V. The ~~application shall specify whether the~~ organiser ~~intends to organise the transport of animals to third countries or not~~***shall apply for an authorisation to no more than one competent authority, in no more than one Member State***.

~~3. Organisers shall apply for an authorisation to no more than one competent authority, in no more than one Member State.~~

3a. An organiser established in a third country shall apply for an authorisation only if they appoint, for the duration of the authorisation, a natural or legal person established in the Union to act as their representative before competent authorities in relation to the compliance of the organiser with this Regulation. The organiser established in a third country shall conclude a written contract with that representative laying down the conditions of the representation.

4. The application referred to in paragraph 2 shall ~~contain~~***be accompanied by*** evidence that the following conditions are met:

   (a) the organiser is established~~, or,~~ in the ~~case of an~~***Member State in which they apply for the authorisation; or the*** organiser ***is*** established in a third country~~, is represented,~~ ***and has their representative established*** in the Member State ~~of the~~

~~respective competent authority~~***in which they apply for the authorisation and provides a signed copy of their contract with the representative***;

(b) the organiser has the capacity to comply with Article 14~~.~~***;***

(ba) in case the application concerns transport of animals to third countries, the organiser has the capacity to comply with Article 32(1) and has contracts or business arrangements with operators in third countries indicating the capacity to ensure such compliance.

Article 6

Grant*, rejection*, renewal, suspension and withdrawal of organiser ~~authorisations~~*authorisation*

1. The competent authority shall grant the authorisation referred to in Article 5 ~~in TRACES~~ using ~~the form in Section~~***column B of template*** 1 of Annex V, provided that the conditions set out in ***paragraphs (2), (3a) and (4) of*** Article ~~5(4)~~***5*** are met. ***In case of rejection, the competent authority shall record the reasons for the rejection without delay.***

2. The authorisation provided for in paragraph 1 shall specify the ***scope in terms of the*** species and categories of animals~~ and the,~~ type(s) of transport covered and whether it covers the transport of animals to ***or from*** third countries~~ or not.~~**.**

The organiser may submit an application to request an amendment of the scope of their authorisation to the competent authority that granted that authorisation. In such a case, paragraphs (2) and (4)(b) and (ba) of Article 5 and paragraph 1 of this Article shall apply mutatis mutandis.

The authorisation shall be valid for a period of not more than 5 years from the date of issue***, independently of any amendment***.

2a. The organiser shall notify the competent authority that granted the authorisation of any change in the information provided in the application no later than 10 working days from the date the change took place.

3. ~~One month~~***Three months*** before the expiry of the authorisation, the organiser may apply for a renewal~~ in TRACES~~. An application for renewal shall include~~ evidence that the conditions set out in Article 5(4) are met, the certificate provided for in Article 33 when~~

~~relevant, and documented analysis of monitoring of indicators for the period of validity of the previous approval and where appropriate, documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in Article 26(3). The competent authority shall grant or reject the application for a renewal and record the renewal or rejection in TRACES and, in case of rejection, the reasons for it.~~***:***

(a) evidence that the conditions set out in paragraphs (2), (3a) and (4) of Article 5 are met;

(b) the documented analysis of monitoring of indicators for the period of validity of the previous authorisation and where relevant, the documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in delegated acts adopted pursuant to Article 26(5) or, in the absence of such thresholds, if the indicators indicate important negative animal welfare consequences;

(c) a declaration signed by the organiser that they have not committed a serious infringement as provided for in Article 44 in the 5 years preceding the date of the application or, if the organiser committed a serious infringement during that period, they shall demonstrate to the satisfaction of the competent authority that they have taken the necessary measures to prevent further infringements.

3a. The competent authority shall grant the renewal provided that the conditions set out in paragraph 3 are met. In case of rejection, the competent authority shall record the reasons for the rejection without delay.

3b. The competent authority that granted the authorisation shall suspend it without delay:

(a) if there is evidence, including evidence provided by a competent authority of another Member State, that the organiser no longer meets the conditions provided for in paragraphs (2), (3a) and (4) of Article 5; or

(b) if the organiser fails to comply with a penalty imposed in accordance with Chapter IX of this Regulation.

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Where relevant, the competent authority shall suspend the part of the authorisation covering certain species or categories of animals, types of transport or transport to or from a third country.

The competent authority shall record the suspension and the reasons for it without delay.

The competent authority shall lift the suspension if the organiser provides evidence that they have corrected the deficiencies on which the suspension of their authorisation is based. The competent authority shall record the lifting of the suspension and the reasons for it without delay.

3c. If the organiser has not corrected the deficiencies within three months of the suspension, the competent authority shall withdraw the authorisation or the part covering transport of certain species or categories of animals, types of transport or transport to or from a third country.

The competent authority shall record the withdrawal and the reasons for it without delay.

3d. In case the application is rejected or the authorisation is withdrawn, the organiser may submit a new application provided that the reasons for the rejection or for the withdrawal have been addressed.

~~4.~~

~~If the organiser no longer meets the conditions provided for in Article 5(4) or in Article 33(6), the competent authority shall order the suspension of the authorisation in accordance with Article 138(2), point (j), of Regulation (EU) 2017/625 and shall record the suspension in TRACES without delay. Where relevant, the competent authority shall suspend the part of the authorisation covering transport to a third country.~~

~~The competent authority shall provide the organiser with a written statement indicating the reasons for the suspension and recommendations to address the deficiencies found.~~

~~The competent authority shall lift the suspension if the organiser provides evidence that they have corrected the deficiencies on which the suspension of their application is based.~~

~~For transport within the Union, if the organiser has not corrected the deficiencies within one month of the suspension, the competent authority shall withdraw the authorisation.~~

~~For transport to a third country, if the organiser has not corrected the deficiencies within three months of the suspension, the competent authority shall withdraw the authorisation.~~

Article 7

Application for *type 1* transporter authorisation ~~for short journeys~~

1. ~~Transporters may only~~***The transporter shall*** transport animals for short journeys ***within the Union by road only*** if they hold:

   (a) ~~an~~***a type 1 transporter*** authorisation ~~for short journeys~~ granted in accordance with Article ~~9(1) for the species and categories concerned~~***9;*** or

   (b) ~~an~~***a type 2 transporter*** authorisation ~~for long journeys~~***that covers road transport*** granted in accordance with Article ~~9(1) for the species and categories concerned~~***9***.

2. The transporter ***referred to in paragraph 1*** shall submit an application for ~~an~~***a type 1 transporter*** authorisation ~~to transport animals on short journeys~~ to the competent authority ~~in TRACES~~ using ~~the form in Section~~***column A of template*** 2 of Annex V. The ~~application~~***transporter*** shall ~~contain evidence that the following conditions are met:~~***apply for an authorisation to no more than one competent authority, in no more than one Member State.***

2a. The application referred to in paragraph 2 shall be accompanied by evidence that the following conditions are met:

   (a) the transporter is established~~, or, in the case of a transporter established in a third country, is represented,~~ in the Member-State ~~of the respective competent authority~~***in which they apply for the authorisation***;

   (b) the transporter has sufficient and appropriate staff ~~and,~~ equipment ~~and has written instructions for staff as regards watering, feeding and care of~~***, road vehicles containers for large*** animals and ~~operational procedures in place to enable its staff to comply with this Regulation~~***containers for aquatic animals, where applicable***;

   (c) the ~~drivers and~~ attendants employed by or providing services to the transporter have ~~followed the relevant training courses and have~~ certificates of competence as provided for in Article 38~~;~~**.**

~~(d) neither the transporter nor their representatives in the Member State where the application is submitted have committed a serious infringement as provided for in Article 44 in the 5 years preceding the date of the application.~~

~~For the purposes of point (d), if the transporter or their representatives committed a serious infringement during that period, they shall demonstrate to the satisfaction of the competent authority that they have taken all necessary measures to avoid further infringements.~~

Article 8

Application for *type 2* transporter authorisation ~~for long journeys~~

1. ~~Transporters may only~~***The transporter shall*** transport animals for ***any long journey, short***~~long~~ journeys ***within the Union by rail vehicle, livestock vessel, roll-on-roll-off vessel, container vessel, well-boat or aircraft or any short journey to or from third countries, only*** if they hold ~~an~~***a type 2 transporter*** authorisation granted in accordance with Article ~~9(1). Such authorisations shall also be valid for short journeys.~~***9.***

2. The transporter shall submit an application for ***a type 2 transporter*** ~~an~~ authorisation ~~to transport animals for long journeys~~ to the competent authority ~~in TRACES~~ using ~~the form in Section 3~~***column A of template 2*** of Annex V. Transporters shall apply for an authorisation to no more than one competent authority, in no more than one Member State.

2a. A transporter established in a third country shall apply for an authorisation only if they appoint, for the duration of the authorisation, a natural or legal person established in the Union to act as their representative before competent authorities in relation to the compliance of the transporter with this Regulation. The transporter established in a third country shall conclude a written contract with that representative laying down the conditions of the representation.

3. ***For transporters of animals by road or rail vehicle, livestock vessel, container vessel, well-boat and roll-on-roll-off vessel*** the application provided for in paragraph 2 shall ~~contain~~***be accompanied by*** evidence that the following conditions are met:

   (a) the transporter complies with the conditions set out in ***in points (b), (c) and (e) of*** Article ~~7(2); and~~***7(2a);***

(aa) the transporter is established in the Member State in which they apply for the authorisation; or the transporter is established in a third country and has their representative established in the Member State in which they apply for the authorisation, and provides a signed copy of their contract with the representative;

(ab) in case of transport by livestock vessel the animal welfare officers employed by or providing services to the transporter have certificates of competence as provided for in Article 38;

(b) the transporter holds the following documents:

i. valid certificates of approval as provided for in Articles ~~12 or 13~~***12a or 13a*** for the means of transport***, containers for aquatic animals and containers for large animals*** to be used by the transporter for the ~~long~~ journey concerned;

ii. a document setting out in detail the procedures enabling the transporter to trace and record the movements of vehicles and vessels under their responsibility~~, and the procedures to contact the drivers concerned at any time during long journeys;~~**.**

~~iii. a contingency plan in the event of emergencies during the intended transport.~~

~~4. In order to ensure the uniform presentation of contingency plans in the event of emergencies during long journeys provided for in paragraph (b), point (iii), the Commission is empowered to adopt implementing acts in accordance with Article 49 to lay down minimum requirements for the content of the contingency plan, for different types of journeys, and establish and update as necessary standard model forms for the submission of those contingency plans.~~

4a. For transporters of animals by aircraft, the application provided for in paragraph 2 shall be accompanied by evidence that the following conditions are met:

(a) the transporter is established in the Member State in which they apply for the authorisation; or the transporter is established in a third country and has their representative established in the Member State in which they apply for the authorisation, and provides a signed copy of their contract with the representative;

(b) all aircraft to be used by the transporter have adequate lighting systems in place and can maintain adequate air quality and air pressure levels;

(c) all aircraft to be used by the transporter are able to maintain temperatures between 5 and 32°C in the cargo hold and are able, where necessary, to adjust temperatures with regard to the species and categories of the transported animals in the cargo hold;

(d) the transporter holds an adequate contingency plan in line with Annex Va;

(e) the transporter has sufficient and appropriate staff.

Where the transporter holds a valid certificate under the IATA Center of Excellence for Independent Validators for Live Animal Logistics and or the IATA Operational Safety Audit, it shall produce evidence of such certification and, in such case, shall be deemed compliant with the conditions referred to under points (b) and (c) of the first subparagraph.

Article 9

Grant*, rejection,* renewal, suspension and withdrawal of transporter authorisations

1. The competent authority shall grant ~~an~~***a type 1 or type 2*** authorisation to a transporter ~~for short or long journeys as required under~~***as referred to in*** Article 7(1) and Article 8(1) ~~in TRACES~~ using ~~the forms in Sections 2 and 3~~***column B of template 2*** of Annex V ~~respectively~~, provided ***that*** the conditions set out in ~~Article 7(2) and~~***paragraph 2 and 2a of*** Article ~~8(2)~~***7 and paragraphs 2, 2a and 3 of Article 8*** respectively are met. ***In case of rejection, the competent authority shall record the reasons for the rejection without delay.***

2. The authorisation provided for in paragraph 1 shall specify the ***scope in terms of the*** species and categories of animals and the type of transport covered ~~and,~~ whether it covers long or short journeys ***and whether it covers the transport of animals to or from third countries***.

The transporter may submit an application to request an amendment of the scope of their authorisation to the competent authority that granted that authorisation. In such a case, paragraphs (2) and (2a) of Article 7, paragraphs (2), (2a), (3)(a) and (3)(b) of Article 8, and paragraph 1 of this Article shall apply mutatis mutandis.

The authorisation shall be valid for a period of not more than 5 years from the date of issue***,*** ***independently of any amendment***.

2a. The transporter shall notify the competent authority that granted the authorisation of any change in the information provided in the application no later than 10 working days from the date the change took place.

3. ~~One month~~ ***Three months*** before the expiry of the authorisation ~~for short or long journeys~~, the transporter may apply for the renewal of the authorisation ~~in TRACES~~. An application for renewal shall ~~contain the documents required under Article 7(2) or Article 8(2) and documented analysis of monitoring of indicators for the period of validity of the previous approval and where appropriate, documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in Article 26(3).~~***be accompanied by:***

(a) evidence that the conditions set out in paragraphs 2 and 2a of Article 7 and paragraphs 2, 2a and 3 of Article 8 respectively are met;

(b) the documented analysis of monitoring of indicators for the period of validity of the previous authorisation and where relevant, the documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in delegated acts adopted pursuant to Article 26(3) or, in the absence of such thresholds, if the indicators indicate important negative animal welfare consequences;

(c) a declaration signed by the transporter that they have not committed a serious infringement as provided for in Article 44 in the 5 years preceding the date of the application or, if the transporter committed a serious infringement during that period, they shall demonstrate to the satisfaction of the competent authority that they have taken measures necessary to prevent further infringements.

4. The competent authority shall grant ~~or reject the application for a renewal and record~~ the renewal ~~or rejection in TRACES and,~~***provided that the conditions set out in paragraph 3 are met.*** In case of rejection, ***the competent authority shall record*** the reasons for the rejection ***without delay***.

PUBLIC

~~5.~~ ~~The transporter shall notify the relevant competent authority of any change in the documents referred to in Articles 7(2) and 8(2) no later than 5 working days from the date the change took place.~~

6. ~~If the transporter no longer meets the conditions provided for in Article 7(2) or Article 8(2),~~ The competent authority ~~shall order the suspension of~~***that granted*** the authorisation ~~in accordance with Article 138(2), point (j), of Regulation (EU) 2017/625 and~~ shall ~~record the suspension in TRACES~~***suspend it*** without delay~~.~~ ***if:***

(a) there is evidence, including evidence provided by a competent authority of another Member State, that the transporter no longer meets the conditions provided for in paragraphs 2 and 2a of Article 7 and paragraphs 2, 2a and 3 of Article 8 respectively; or

(b) the transporter fails to comply with a penalty imposed in accordance with Chapter IX of this Regulation.

Where relevant, the competent authority shall suspend the part of the authorisation covering certain species or categories of animals, types of transport or transport to or from a third country.

The competent authority shall ~~provide the transporter with a written statement indicating the reasons for~~***record*** the suspension and ~~recommendations to address the deficiencies found~~***the reasons for it without delay***.

The competent authority shall lift the suspension when the transporter provides evidence that they have corrected the deficiencies on which the suspension of their ~~application~~***authorisation*** is based.

The competent authority shall record the lifting of the suspension and the reasons for it without delay.

6a. If the transporter has not corrected the deficiencies within ~~one month~~***three months*** of the suspension, the competent authority shall withdraw the authorisation ***or the part covering transport of certain species or categories of animals, types of transport or transport to or from a third country***. ***The competent authority shall record the withdrawal and the reasons for it without delay.***

6b. In case the application is rejected or the authorisation is withdrawn, the transporter may submit a new application provided that the reasons for the rejection or for the withdrawal have been addressed.

Article 9a

Non-circumvention clause

Member States shall take appropriate measures to ensure that the circumvention of the conditions for granting authorisations is avoided.

Member States shall ensure that no authorisation is granted to a natural or legal person in respect of whom it is established that the conditions required for obtaining such authorisation were created artificially, contrary to the objectives of this Regulation.

~~*Article 10*~~

~~**Training of drivers, attendants and animal welfare officers**~~

~~The transporter shall arrange for drivers, attendants, and the animal welfare officers referred to in Article 21, to follow one of the approved animal welfare training courses referred to in Article 37(1)(b). Such training shall be relevant to their tasks, the species, the categories of animals they handle, and the means of transport used.~~

PUBLIC

CHAPTER III

MEANS OF TRANSPORT *AND CONTAINERS*

PUBLIC

Article 11

General rules on means of transport *and containers*

1. No person shall transport ***terrestrial or aquatic*** animals by road or by rail for ~~a~~***any*** long journey ***and for short journeys to third countries*** unless the means of transport ***or, as applicable, the container for aquatic animals of 1 m^3 or more or the container for large animals*** has been inspected and approved in accordance with ~~Article 12~~***Articles 12 and 12a***.

1a. No person shall transport terrestrial animals by road or rail for a short journey within the Union unless the means of transport and the container for large animals complies with the requirements of Chapter II of Annex I, as applicable.

1b. No person shall transport poultry and weaned farmed lagomorphs unless the containers used to transport them comply with the requirements laid down in points 1.1 and 4 of Chapter II of Annex I.

1c. No person shall transport aquatic animals by road, rail or sea for short journeys within the Union, unless the means of transport and containers for aquatic animals comply with the requirements of Chapter II of Annex II, as applicable.

2. No person shall transport ***terrestrial*** animals by livestock vessel for more than ~~10~~***20*** nautical miles from a Union port unless the livestock vessel has been inspected and approved in accordance with ~~Article 13~~***Articles 13 and 13a***.

2a. No person shall transport large animals by container vessel for more than 20 nautical miles from a Union port unless the container for large animals has been inspected and approved in accordance with Articles 12 and 12a.

2b. No person shall transport aquatic animals in well-boats for more than 20 nautical miles from a place of departure to a place of destination unless the well or tank has been inspected and approved in accordance with Articles 12 and 12a.

~~3. Paragraphs 1 and 2 shall apply to containers used in transport by road, rail or by container vessel of terrestrial animals other than domestic birds and rabbits.~~

4. ~~Animals may only be transported by aircrafts belonging to carriers that are members of the International Air~~***No person shall*** transport ~~Association~~***.terrestrial animals by air, unless the following conditions are met:***

(a) In case of transport in containers, the aircraft complies with point 1, except for 1.1(f) and (g) and 1.4b, and point 4 of Chapter II of Annex I and the containers comply with point 1, except for 1.1(f) and (i) and 1.4b, and point 4 of Chapter II of Annex I;

(b) In case of transport without containers, the aircraft complies with point 1, except for 1.1 (f) and 1.4b, and point 4 of Chapter II of Annex I.

The same obligations shall apply in case of transport by air of animals other than terrestrial and aquatic animals.

4a. No person shall transport aquatic animals by air unless the transport is carried out using aircraft and containers complying with Chapter II of Annex II.

4b. If the transporter holds a valid certificate under the IATA Center of Excellence for Independent Validators for Live Animal Logistics or the IATA Operational Safety Audit, certifying compliance with IATA Live Animal Regulations, the containers shall be deemed compliant with paragraphs 4 or 4a, as applicable.

~~5. Animals may only be transported by roll-on-roll-off vessel if the requirements set out in point 3 of Chapter II of Annex 1 are met.~~

Article 12

Application for **certificate of approval of means of transport by road or rail*****, of containers for aquatic animals*** **and of containers for large animals**

~~1.~~ ***In order for a means of transport by road or rail, containers for aquatic animals and containers for large animals to be used for transport of animals as referred to in paragraphs 1, 2a and 2b of Article 11, the owner of the means of transport, of the container for aquatic animals or of the container for large animals,*** ~~The transporter~~ shall

submit an application for a certificate of approval ~~of a means of transport of animals by road or rail for long journeys or of containers for large animals,~~ to the competent authority ~~in TRACES~~ using ~~the form set out in Section 5~~***column A of template 4*** of Annex V. ***The owner shall apply for an approval of a means of transport, a container for aquatic animals or a container for large animals to no more than one competent authority, in no more than one Member State.***

~~2.~~ ~~The competent authority shall grant a certificate of approval of the means of transport to the transporter in TRACES using the form set out in Section 5 of Annex V, provided it complies with the following conditions:~~

~~(a) the means of transport is not the subject of an application submitted to, or a certificate of approval granted by, or the rejection of an application decided by another competent authority in the same or another Member State;~~

~~(b) the means of transport has been inspected by the competent authority and found to comply with the requirements of Chapters II and VI of Annex I applicable to the design, the construction and the maintenance of means of transport by road used for long journeys.~~

~~3.~~

~~The competent authority shall record any rejection of an application for a certificate of approval in TRACES and the reasons for its decision.~~

~~The certificate of approval shall be valid for a period of not more than 5 years from the date of issue.~~

~~4.~~ ~~One month before the expiry of the certificate of approval provided for in paragraph 2, the transporter may apply for a renewal in TRACES in accordance with the requirements in paragraphs 1 and 2.~~

~~5.~~ ~~The transporter shall notify the competent authority of any modification, refit or impairment of the means of transport that may affect the welfare of the transported animals within 5 days of such modification, refit or impairment.~~

~~6.~~

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~~If a means of transport no longer meets the conditions provided for in paragraph 2, the competent authority shall order the suspension of the certificate in accordance with Article 138(2), point (j), of Regulation (EU) 2017/625 and record the suspension in TRACES.~~

~~The competent authority shall provide the transporter with a written statement indicating the reasons for the suspension and recommendations to address the deficiencies found.~~

~~The competent authority shall lift the suspension if the transporter provides evidence that they have corrected the deficiencies on which the suspension of their certificate is based.~~

~~If the transporter has not corrected the deficiencies within 1 month of the suspension, the competent authority shall withdraw the certificate.~~

Article 12a

Grant, rejection, renewal, suspension and withdrawal of a certificate for approval of a means of transport by road or rail, a container for aquatic animals and a container for large animals

1. In order to be approved, the means of transport by road or rail, the container for aquatic animals or the container for large animals shall comply with the following:

(a) in case of transport of terrestrial animals, for the means of transport or the container for large animals, the requirements of Chapters II, III and VI of Annex I, as applicable;

(b) in case of transport of terrestrial animals by road, for the means of transport, the requirements of Articles 24(1) and 24a(1), (2) and (3);

(c) in case of transport of aquatic animals, for the means of transport by road or rail or the container for aquatic animals, the requirements of Chapter II of Annex II.

2. The competent authority shall grant a certificate of approval of the means of transport by road or rail, the container for aquatic animals or the container for large animals using column B of template 4 of Annex V, provided that it has carried out an inspection of the means of transport or the container showing that the conditions set out in paragraph 1 are met. In case of rejection, the competent authority shall record the reasons for the rejection without undue delay.

3. The certificate of approval provided for in paragraph 2 shall specify the scope in terms of species and categories of animals covered.

The owner of the means of transport by road or rail, the container for aquatic animals or the container for large animals may submit an application to request an amendment of the scope of the certificate of approval to the competent authority that granted that approval. In such a case, paragraphs 1 and 2 shall apply mutatis mutandis.

The certificate of approval shall be valid for a period of not more than 5 years from the date of issue, independently of any amendment.

4. The owner of the means of transport by road or rail, of the container for aquatic animals or of the container for large animals shall notify the competent authority that granted the certificate of approval of any change in the information provided in the application no later than 10 working days from the date the change took place.

5. The owner of the means of transport by road or rail, of the container for aquatic animals or of the container for large animals shall notify the competent authority that granted the certificate of approval in case of any modification, refit or impairment of the means of transport, of the container for aquatic animals or of the container for large animals that may affect the welfare of the transported animals, no later than 5 working days from the date the change took place, indicating the nature of the change made.

The means of transport, the container for aquatic animals or the container for large animals shall not be used from the date the change took place until the competent authority has approved the change or has informed the owner that no approval is needed.

6. Three months before the expiry of the certificate of approval, the owner of the means of transport by road or rail, of the container for aquatic animals or of the container for large animals may apply for a renewal. An application for renewal shall be subject to the conditions set out in Article 12.

The competent authority shall grant the renewal provided that it has carried out an inspection of the means of transport by road or rail, the container for aquatic animals or the container for large animals showing that the conditions set out in paragraph 1 are met. In case of rejection, the competent authority shall record the reasons for the rejection without delay.

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7. The competent authority that granted the certificate of approval shall suspend it without delay if there is evidence, including evidence provided by a competent authority of another Member State, that the means of transport, the container for aquatic animals or the container for large animals no longer meets the conditions provided for in paragraph 1.

The competent authority shall record the suspension and the reasons for it without delay.

The competent authority shall lift the suspension if the owner provides evidence that they have corrected the deficiencies on which the suspension of their certificate of approval is based.

The competent authority shall record the lifting of the suspension and the reasons for it without delay.

8. If the owner has not corrected the deficiencies within three months of the suspension, the competent authority shall withdraw the certificate of approval. The competent authority shall record the withdrawal and the reasons for it without delay.

9. In case the application is rejected or the approval is withdrawn, the owner of the means of transport by road or rail, of the container for aquatic animals or of the container for large animals may submit a new application provided that the reasons for the rejection or for the withdrawal have been addressed.

Article 13

Application for a* certificate of approval of *a* livestock ~~vessels~~*vessel

1. The ~~transporter~~***owner of the livestock vessel*** shall submit an application for a certificate of approval of ~~a~~***the*** livestock vessel for the transport of animals to the competent authority ~~in TRACES~~ using ~~the form set out in Section 6~~***column A of template 5*** of Annex V***. The owner of the livestock vessel***~~. The application~~ shall ~~include the following documents:~~***apply for a certificate of approval to no more than one competent authority, in no more than one Member State.***

1a. The application shall be accompanied by the following:

(a) a document containing the ~~applicant and~~ livestock vessel details, including ***the year of completion, the*** conversion date when applicable, ***and the*** plan of ***the*** vessel ~~with layout of pens, lighting, water drainage, firefighting and ventilation systems;~~***indicating the following:***

(i) layout, dimension and capacity of pens, including ceiling height and position of drinkers, and position and dimensions of hospital pens;

(ii) dimension and capacity of storage for feed, water and bedding;

(iii) location of sensors for humidity and temperature, as well as ammonia sensors when fixed systems are used;

(iv) lighting, drainage, firefighting and ventilation systems;

(b) a document describing how the systems listed in point (a) operate and how the power sources are capable of providing enough energy to support those systems~~.~~***;***

(ba) a class certificate the livestock vessel issued by a recognised organisation as defined in Regulation (EC) No 391/2009 and authorised by a Member State in accordance with Directive 2009/15/EC;

(bb) a document verifying the strength calculations of pen rails and decks, issued by a recognised organisation as defined in Regulation (EC) No 391/2009 and authorised by a Member State in accordance with Directive 2009/15/EC;

(bc) documentation showing that the vessel will operate its first journey from the Member State where the application is submitted;

(bd) the stability booklet of the vessel.

~~2.~~

~~The competent authority shall grant a certificate of approval of the livestock vessel in TRACES using the form set out in Section 6 of Annex V, provided that it complies with the following conditions:~~

~~(a) the vessel will operate its first journey from the Member State where the application is submitted;~~

(b) the vessel is not the subject of an application submitted to, or a certificate of approval granted by or the rejection of an application decided by, another competent authority in the same Member State or in another Member State;

(c) the vessel has been inspected by the competent authority and found to comply with the requirements of Chapter II and Chapter IV of Annex I applicable to the construction and equipment for livestock vessels;

(d) the vessel flies a flag with a flag performance rating of white or grey according to the Paris Memorandum of Understanding on port State control.

The approval of the livestock vessel shall be suspended unless an official veterinarian has carried out official controls on board of the livestock vessel during the entire first voyage of the vessel following approval and prior to the renewal of such approval, and those controls demonstrated that the construction and equipment of the livestock vessel are not detrimental to the welfare of the animals on board, or effective corrective measures have been taken.

3.

The competent authority shall record any rejection of an application for approval in TRACES and the reasons for its decision.

The certificate of approval shall be valid for a period of not more than 5 years from the date of issue.

4. One month before the expiry of the certificate of approval of the livestock vessel provided for in paragraph 2, the transporter may apply for a renewal of the certificate in TRACES in accordance with the requirements in paragraphs 1 and 2.

5. The transporter shall notify the relevant competent authority of any modification, refit or impairment of the vessel that may affect the welfare of the transported animals within 5 days of such modification, refit or impairment or if the requirement in paragraph 2, point (d) is no longer met.

6.

PUBLIC

~~If the vessel no longer meets the conditions provided for in paragraph 2, the competent authority shall order the suspension of the certificate in accordance with Article 138(2), point (j), of Regulation (EU) 2017/625 and record the suspension in TRACES.~~

~~The competent authority shall provide the transporter with a written statement indicating the reasons for the suspension and recommendations to address the deficiencies found.~~

~~The competent authority shall lift the suspension if the transporter provides evidence that they have corrected the deficiencies on which the suspension of their certificate is based.~~

~~If the transporter has not corrected the deficiencies within one month of the suspension, the competent authority shall withdraw the certificate.~~

~~7.~~ ~~The Commission is empowered to adopt implementing acts in accordance with Article 49 regarding:~~

~~(a)~~ ~~the establishment of an electronic database for the recording of inspections on livestock vessels for the purposes of this Article and the official controls performed under Regulation (EU) 2017/625;~~

~~(b)~~ ~~the composition of the teams of inspectors to perform the inspections referred to in paragraph 1;~~

~~(c)~~ ~~detailed rules concerning the presence of an official veterinarian on board for the purpose of approving a livestock vessel.~~

Article 13a

Grant, rejection, renewal, suspension and withdrawal of a certificate of approval of a livestock vessel

1. In order to be approved for the first journey, the livestock vessel shall:

(a) comply with the requirements of points 1.1 and 1.4 of Chapter II, point 2 of Chapter III of Annex I and with the requirements of Chapter IV of Annex I; and

(b) fly the flag of a State that appears on the high or medium performance list, adopted in accordance with the Paris Memorandum of Understanding on port State control.

2. The competent authority shall grant a conditional certificate of approval of the livestock vessel using column B of template 5 of Annex V, provided that a team of inspectors has carried out an inspection of the livestock vessel showing that the conditions set out in paragraph 1 are met.

In case of rejection, the competent authority shall record the reasons for the rejection without delay.

3. During the first journey, the owner of the livestock vessel shall ensure that an official veterinarian or a veterinarian recognised by the competent authority, to which the application referred to in Article 13 was submitted, is on board of the livestock vessel during at least half of the leg of the journey at sea. The veterinarian shall check that the accommodation, equipment and the handling of the animals on board are not detrimental to the welfare of the animals and shall complete a report on the checks performed submit it to the competent authority within three weeks after the journey.

4. Before any further journeys take place, the owner of the livestock vessel shall provide the competent authority of the Member State to which they applied with evidence that any deficiencies detrimental to the welfare of the animals on board that are identified in the report referred to in paragraph 3 have been addressed.

5. The competent authority shall grant a final certificate of approval of the livestock vessel using column C of template 5 of Annex V, provided that the report referred to in paragraph 3 does not identify deficiencies or that the evidence submitted in accordance with paragraph 4 is satisfactory.

6. The certificates of approval provided for in paragraphs 2 and 5 shall specify the scope in terms of species and categories of animals transported.

The owner of the livestock vessel may submit an application to request an amendment of the scope of the certificate of approval to the competent authority that granted that approval. In such a case, paragraphs 1 and 2 shall apply mutatis mutandis.

The certificate of approval provided in paragraph 5 shall be valid for a period of not more than 5 years from the date of issue, independently of any amendment of the certificate of approval.

PUBLIC

7. The owner of the livestock vessel shall notify the competent authority that granted the certificate of approval of any change in the information provided in the application no later than 10 working days from the date the change took place.

8. The owner of the livestock vessel shall notify the competent authority that granted the certificate of approval in case of any modification, refit or impairment of the livestock vessel, that may affect the welfare of the transported animals, no later than 5 working days from the date the change took place.

The livestock vessel shall not be used from the date the change took place until the competent authority has approved the change or has informed the owner that no approval is needed.

9. Three months before the expiry of the certificate of approval, the owner of the livestock vessel may apply for a renewal. An application for renewal shall contain evidence that the conditions set out in Article 13 are met.

The competent authority shall grant the conditional renewal provided that the conditions set out in paragraphs 1 and 2 are met. The competent authority shall grant the final renewal, provided that the conditions set out in paragraphs 3 and 4 are met. In case of rejection, the competent authority shall record the reasons for the rejection without delay.

10. The competent authority that granted the certificate of approval shall suspend it without delay if there is evidence, including evidence provided by the competent authority of another Member State, that the livestock vessel no longer meets the conditions provided for in paragraph 1.

The competent authority shall lift the suspension if the owner of the livestock vessel provides evidence that they have corrected the deficiencies on which the suspension of their certificate of approval is based.

The competent authority shall record the lifting of the suspension and the reasons for it without delay.

11. If the owner of the livestock vessels has not corrected the deficiencies within six months of the suspension, the competent authority shall withdraw the certificate of approval.

PUBLIC

The competent authority shall record the withdrawal and the reasons for it without delay.

12. In case the application is rejected or the approval is withdrawn, the owner of the livestock vessel may submit a new application provided that the reasons for the rejection or the withdrawal have been addressed.

13. The Commission shall adopt implementing acts in accordance with Article 49 regarding:

(a) the establishment of an EU electronic database for the recording of inspections on livestock vessels and the interoperability between that database and TRACES;

(b) the composition of the teams of inspectors to perform the inspections referred to in paragraph;

(c) the presence of an official veterinarian or veterinarian recognised by the competent authority on board for the purpose of approving a livestock vessel;

(d) the model of the report referred to in paragraph 2.

PUBLIC

CHAPTER IV

RESPONSIBILITIES AND OBLIGATIONS PRIOR TO DEPARTURE

PUBLIC

Article 14

***Responsibilities and* obligations for organisers**

1. ~~Organisers~~***The organiser*** shall be responsible for ~~ensuring that~~***planning and coordinating*** the entire journey ~~from the place of departure to the place of destination in the Union or in a third country~~***so that it*** complies with this Regulation.

Where several journeys converge and animals are loaded onto a single livestock vessel for a leg of their journeys by sea, the organiser referred to in paragraph 3 of article 4a shall be responsible for planning and coordinating the legs of the journeys by road or rail and the leg of the journeys by sea for all animals.

~~2.~~ ~~Organisers shall be responsible for the planning of the journey from the place of departure until the place of destination. The organiser shall comply with the provisions relating to the journey log referred to in Article 15 and shall sign section 1 of the journey log in TRACES as set out in points 1 and 2 of Annex III.~~

3. The ~~organisers~~***organiser*** shall ensure ~~that for each journey~~***the following***:

   a) ***where the journey starts at the place of departure, the terrestrial***~~the~~ animals to be transported are ~~accommodated at the place of departure for at least 1 week prior to departure;~~***:***

      (i) born or hatched at the place of departure, or

      (ii) accommodated at the place of departure for at least four days prior to departure, or, in the case of dogs and cats or of breeding animals of the equine species, at least 48 hours prior to departure;

   (aa) the journey for terrestrial animals is planned so that the requirements set out in Articles 26a to 30 are complied with. In case the journey starts at an assembly

centre where animals are grouped or distributed, the duration of the preceding journeys to the assembly centre for the animals loaded on the means of transport shall be taken into account;

b) ~~the different legs of the journey are coordinated, especially when performed by different operators, in a way that~~ the welfare of the animals is not compromised by insufficient coordination between different parts of the journey***, between several converging journeys as referred to in the second subparagraph of paragraph 1, or between*** ~~or~~ different operators;

c) the organisation of the journey ***or journeys*** takes into account the ~~temperature~~ ***weather*** forecast ~~when relevant for the species and categories of animals concerned~~***and, in case the transport includes a leg at sea, the marine weather forecast*** in accordance with Article 31 ~~and Chapter V of Annex I~~;

d) an individual is designated to provide information on the planning, execution, and completion of the journey ***or journeys*** to the competent authorities at ~~the place of departure, assembly centres, control posts and establishments of destination at~~ any time~~.~~***;***

(da) Where the journey includes transport by air, a handling facility compliant with the requirements of points 1.3 to 1.6 and point 2 of Chapter III of Annex I is available at the airports to be used;

(db) sufficient hydration, feed and bedding are carried in the means of transport in accordance with Chapters IV and VI of Annex I, as applicable.

Article 14a

Transport documentation

1. The organiser shall arrange for the transport of animals only if they ensure that documentation providing the following information accompanies the animals:

(a) the species and category of the animals;

(b) the place and the type of establishment(s) where the animals are loaded;

(c) the date and time of departure;

(d) the place and type of establishment(s) where the animals are intended to be unloaded;

(e) the expected duration of the planned journey;

(f) the name(s) and authorisation number(s) of the transporter(s).

2. In case of transport of terrestrial and aquatic animals on any long journey, on any journey including a leg by livestock vessel, container vessel or well-boat, or on a short journey to or from a third country, the requirements of paragraph 1 shall be deemed met by submitting the journey log in accordance with Article 15.

3. In case of a short journey of terrestrial and aquatic animals between Member States or a short journey of terrestrial animals starting at or ending at an assembly centre, the organiser shall provide the information referred to in paragraph 1 using template 3 of Annex III.

Article 14b

Additional documentation

The organiser shall ensure that the following documentation accompanies the animals:

(a) For terrestrial animals, the documentation referred to in point 1(3) of Chapter I and point 3.9 of Chapter III of Annex I, where applicable;

(b) For aquatic animals, the documentation referred to in point 1.6 of Chapter III of Annex II, where applicable.

Article 15

Journey log for ~~all long journeys and~~*any long journey, any journey including a leg by livestock vessel, container vessel, well-boat or aircraft and for* short journeys to *or from* third countries

1. For ***transport of terrestrial and aquatic animals on any long journey, any journey including a leg by a livestock vessel, container vessel, well-boat or aircraft, or*** ~~long journeys and~~ short ~~journeys to~~***journey to or from a*** third ~~countries, organisers~~***country, the***

organiser shall complete ~~in TRACES~~***, sign and submit*** section 1 of the journey log prior to the journey, as set out ~~in point 1~~ ***in template 1 or template 2*** of Annex III***, as applicable***.

2. Where the journey log concerns a long journey or a short journey to a third country, ***other than the journey referred to in paragraph 2a,*** the organiser shall submit ~~in TRACES~~ the journey log for approval by the competent ~~authority~~***authorities*** at the ~~place~~***places*** of departure***, or at the assembly centres if the journey starts there,*** at least 2 ~~days, but not earlier than 5 days,~~***working days*** before the planned departure date. The journey cannot start before the competent authority has approved the journey log in accordance with paragraph 4.

2a. Where several journeys converge and the animals are loaded onto a single livestock vessel for a leg of a journey by sea, the single organiser referred to in Article 4a shall include all of those journeys in section 1 of the journey log as set out in template 1 of Annex III. The organiser shall submit that journey log to the competent authorities of the Member State of the port of departure at least 3 working days before the start of the journey of the first consignment. The journeys cannot start before that competent authority has approved the journey log in accordance with paragraph 4. The competent authoritie(s) of the Member State(s) of the place(s) of departure of all animals shall be notified of the approval of the journal log.

3. ***In cases where a control post is to be used in accordance with Articles 26a(2)(b) and 30(2a), the organiser*** ~~The journey log~~ shall ***either*** include confirmation of a reservation at a control post ~~when, according to journey planning,~~***in*** the journey ~~time is likely to exceed 21 hours~~***log or ensure confirmation of such a reservation by the operator of the control post in the journey log***.

3a. The organiser shall attach the contingency plans of the transporters to the journey log.

4. The competent authority shall approve the journey log ~~in TRACES~~ provided the following conditions are met:

   (a) the journey log ***contains all the information required in planning section 1 of the journey log as set out in template 1 or 2 of Annex III, as applicable,*** is realistic and indicates compliance with this Regulation;

(b) the ~~transporters indicated in the journey log have the corresponding valid~~ transporter authorisations, ~~the valid~~ certificates of approval for ***the*** means of transport***, and the*** ~~and valid~~ certificates of ~~competence for drivers and~~***competences for the*** attendants~~.~~ ***are valid;***

(ba) the contingency plans of the transporters comply with Article 18(3) and are tailored to section 1 of the journey log as set out in template 1 or 2 in Annex III, as applicable.

~~5. If the conditions provided for in paragraph 4 are not met, the competent authority shall require the organiser to change the arrangements for the intended journey so that it complies with this Regulation.~~

~~6. Competent authorities shall ensure that journey logs for long journeys and short journeys to third countries are retained in TRACES for a maximum period of 6 years for subsequent official controls in accordance with Article 21 of Regulation (EU) 2017/625.~~

~~*Article 16*~~

~~**Journey log for short journeys within the Union**~~

~~1. For short journeys within the Union, organisers shall complete in TRACES the journey log as set out in point 2 of Annex III.~~

~~2. Journey logs for short journeys within the Union shall be retained in TRACES for a period 6 years for subsequent official controls in accordance with Article 21 of Regulation (EU) 2017/625.~~

Article 16a

Responsibilities of operator at place of departure

The operator at the place of departure shall be responsible for ensuring that:

(a) keepers and staff catching and handling poultry and weaned farmed lagomorphs at the place of departure carry out their obligations as set out in Article 17;

(b) the loading facilities are designed, constructed and maintained in accordance with Chapter III of Annex I, as applicable.

Article 17

Obligations for keepers *and attendants* prior to ~~the journey~~*departure*

1. Keepers ~~at the place of departure~~***and attendants*** shall ~~be responsible for ensuring~~***ensure*** that the ***terrestrial and aquatic*** animals to be loaded on the means of transport are fit for transport ***in accordance with Chapter I of Annex I or with Chapter I of Annex II as applicable***.

Keepers shall ensure that terrestrial animals have been provided with feed and hydration before departure in accordance with the needs of the species and categories of the animals. Lactating animals shall be milked shortly before departure.

For pregnant ***terrestrial*** animals, the keeper at the place of departure shall indicate in the journey log the date of insemination or the presumptive date of natural service.

1a. Keepers and staff catching and crating weaned farmed lagomorphs and poultry shall catch and place the animals in the containers in accordance with points 3.7 and 3.8 of Chapter III of Annex I.

2. ***Keepers and attendants shall ensure that terrestrial and aquatic animals are handled in accordance with Chapter III of Annex I and Chapter III of Annex II, as applicable, during the*** loading of animals on means of transport***.*** ***Keepers*** shall ~~be supervised by~~***ensure that the loading is carried out by or in the presence of*** a veterinarian ***or a person holding a certificate of competence in accordance with Article 38, who shall supervise any other person involved in loading animals***.

2a. Keepers and attendants shall load terrestrial animals into the means of transport or containers in compliance with the space allowances and ceiling height requirements set out in Chapter VII of Annex I.

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CHAPTER V

RESPONSIBILITIES AND OBLIGATIONS DURING TRANSPORT AND AT THE PLACE OF DESTINATION

PUBLIC

Article 18

~~General obligations for~~*Responsibilities of* transporters

1. The transporter shall ***be responsible for conducting the*** transport ***of*** animals in accordance with this Regulation~~, in particular the relevant rules for the transported species set out in Annex I for terrestrial animals and in Annex II for aquatic animals, until arrival at the place of destination in the Union or in a third country~~.

1a. The transporter shall be responsible for ensuring that:

(a) attendants carry out their obligations as set out in paragraphs 1 and 2a of Article 17, paragraphs -1b, 1, 2, 4 and 4a of Article 19, paragraph 4 of Article 24a, and paragraph 1 of Article 26;

(b) animal welfare officers and staff handling animals on livestock vessels and well-boats carry out their obligations as set out in paragraphs 1 to 3 of Article 21 and paragraph 7 of Article 24a;

(c) other staff handling animals during the transport carry out their obligations as set out in Chapters III and IV of Annex I, as applicable, or in accordance with Chapter III of Annex II, as applicable.

2. The transporter shall be responsible for the ~~fitness for transport~~***welfare*** of the animals ***during the journey*** from loading ~~of the animals~~ at the place of departure***, or at the assembly centre if the journey starts there, to*** ~~to the~~ unloading ~~of the animals~~***at the assembly centre if the journey ends there or*** at the place of destination ***in the Union or in a third country***. ***However, the transporter shall not be responsible for the welfare of the animals during the time spent at a control post, an assembly centre or a handling facility at a port or airport, after unloading and before loading the animals again at those places.***

2a. The transporter shall take the necessary measures to ensure compliance and prevent recurrence of non-compliances with the relevant requirements by the persons handling the animals on their behalf. When the transport is carried out by multiple transporters, each transporter shall be responsible for their part of the journey and shall cooperate with the organiser to ensure coordination between the different parts of the journey.

2b. The transporter shall develop a contingency plan in line with Annex Va and shall keep it updated. The contingency plan shall be tailored to the means of transport used, the species and categories of animals transported, the risks that are likely to be encountered during the journey, and the destination of the journey. The contingency plan shall be provided to the organiser and made available in writing and accessible to the attendant and to the driver at any time during the transport.

2c. The transporter shall ensure that the documentation referred to in paragraphs 1 and 5 of Article 14a is made immediately available to the competent authority on its request, during the entire journey. In cases not covered by paragraphs 2 and 3 of Article 14a, this documentation shall be made available, either in electronic or paper format.

~~3. For transport by road or rail, the transporter shall entrust the handling of animals to drivers and attendants who have the certificate of competence referred to in Article 38.~~

~~4. For transport by road or rail, the transporter shall ensure that an attendant accompanies all consignments of animals except in the following cases:~~

~~(a) where animals are transported in containers which are secured, adequately ventilated and, where necessary contain enough food and water, in dispensers which cannot be tipped over, for a journey of twice the anticipated journey time;~~

~~(b) where the driver performs the functions of attendant.~~

~~5. For transport by road or rail for which a leg of the journey includes transport by a roll-on-roll-off vessel, the transporter and the person responsible for loading the vehicles onto the vessel shall ensure that the vessel complies with the requirements set out in point 3 of Chapter II of Annex 1.~~

PUBLIC

Article 19

Responsibilities and **obligations for organisers, transporters, drivers and attendants during transport by road or rail**

-1. In case of transport by road or rail, the transporter shall entrust the handling of terrestrial and aquatic animals to an attendant who accompanies all consignments of animals.

The transporter may entrust the role of attendant to the driver.

-1a. The attendant and the driver, in case the driver performs the function of attendant, shall have a certificate of competence referred to in Article 38.

-1b. In case of transport of terrestrial animals, the attendant shall carry out their obligations as set out in Chapters III, V, VI and VII of Annex I. In case of transport of aquatic animals, the attendant shall carry out their obligations as set out in of Chapter III of Annex II.

1. ***In case of road transport, the*** ~~The driver or~~ attendant shall check on the ***condition of the consignment of*** animals ***whenever the driver is required to take a rest or a break in accordance with Regulation (EC) No 561/2006. In case the driver performs the function of attendant, this check shall take place immediately before the rest or the break of the driver. In case of vehicles falling outside the scope of Regulation (EC) No 561/2006, the check shall take place*** at least every 4,5 hours ~~to assess their welfare and fitness for transport~~***from departure of the vehicle***.

2. ~~The driver and attendant shall immediately notify the transporter and organiser in accordance with the procedures defined in the contingency plan referred to in Article 8~~***In case*** of any serious event that may negatively affect the welfare of the animals***, the attendant shall launch the actions foreseen in the contingency plan referred to in Article 18(3), immediately notify the transporter and organiser mentioned in that contingency plan, and immediately carry out remedial actions within their power to ensure the welfare of the animals***. The organiser shall ***immediately*** transmit the information to the ~~relevant~~***competent authority in the territory of which the serious event occurred and to the*** competent authority ***of the place of departure or of the assembly centre if the journey started there***.

2a. ***The driver shall follow the journey plan as approved in the journey log and drive in a manner that minimises the risk of injury to the animals. In case of an unforeseen event outside the driver's control, the driver may deviate from the approved journey plan. The driver shall record the justification for the deviation from the approved journey plan in section 4 of the journey log as set out in template 1 in Annex III in within 48 hours of completion of the journey.***

3. The transporter shall be responsible for any animal that becomes unfit for transport during the journey ~~due to the inappropriate performance by~~***. The driver and*** the attendant ~~or driver of his or her tasks~~***shall be responsible for their actions that cause any animal to become unfit for transport during the journey due to them not fulfilling their obligations under this Regulation***.

4. ~~During transfers~~***Animals shall only be transferred*** from one means of transport to another ***at assembly centres, control posts, ports, handling facilities, airports with handling facilities or at establishments approved in accordance with Regulation (EU) 2016/429. A transfer may be carried out outside of these places only in case of emergency***~~, the driver or attendant shall ensure compliance with the technical rules set out in Chapters I and III of Annex I in respect of the animals being transported~~.

During a transfer, the attendant shall check and ensure compliance with the following technical rules:

(a) points (a) to (g) of point 1 of Chapter I of Annex I and points 2 to 6 of Chapter III of Annex I, as applicable, in respect of the terrestrial animals being transported;

(b) Chapter III of Annex II in respect of aquatic animals being transported.

In case of non-compliance, the attendant shall immediately carry out remedial actions within their power and shall inform the transporter and, in case of multiple transporters, the organiser, without delay. The transporter and the organiser shall take measures necessary to remedy the situation.

4a. ***For transport by road or rail where a leg of the journey includes transport by a roll-on-roll-off vessel, the transporter shall ensure the presence on board the vessel of an attendant. During this leg of the journey, the attendant shall check the condition of the consignment of animals at the following frequencies:***

(a) at the same time as the feeding in accordance with point 2 of Chapter V of Annex I in the case of unweaned calves, lambs, kids, piglets and foals;

(b) at the same time as the feeding in accordance with point 1.1 of Chapter V of Annex I in the case of weaned animals of the equine species;

(c) at the same time as the feeding in accordance with point 1.2 of Chapter V of Annex I in the case of weaned animals of bovine, ovine, caprine and porcine species;

(d) at the same time as the feeding in accordance with point 3.1 of Chapter V of Annex I in the case of dogs and cats;

(e) at least every 4.5 hours in the case of poultry and farmed lagomorphs, except between 21h00 and 6h00;

(f) at least every [4.5] hours in the case of aquatic animals, except between 21h00 and 6h00.

Article 19a

Obligations for the master of a roll-on-roll-off vessel

1. Before boarding of vehicles onto a roll-on-roll-off vessel the master shall ensure that:

(a) on enclosed decks, the vessel is equipped with forced fan ventilation systems and fitted with an alarm system and secondary source of electrical power in case of the failure of the primary source of electrical power;

(b) vehicles are only boarded in enclosed decks if the forced fan ventilation system and the alarm system are in good working order;

(c) adequate protection of animals from sea water and adverse weather conditions is provided in open decks;

(d) when the expected time spent on a roll-on-roll-off vessel is more than two hours there is fresh water of appropriate quality on board in an amount calculated for a journey of twice the duration of the intended journey, to enable water supply to the animals as required in Chapter V of Annex I.

2. During boarding, the master shall ensure that:

(a) road vehicles, and rail wagons are secured to the vessel before the start of the sea journey to prevent them from being displaced by the motion of the vessel;

(b) vehicles are boarded in a way to provide empty space of at least 1m on both sides of the vehicles and space to open the loading flap;

(c) vehicles are boarded and disembarked without undue delay.

3. The master shall ensure that attendants have access to their vehicles and that there is adequate lighting for attendants to check, feed and care for the animals.

Article 20

Obligations for keepers at assembly centres, control posts and ~~places of destination~~ *handling facilities at ports and airports*

1. Keepers of ***terrestrial or aquatic*** animals kept at assembly centres, control posts and ~~places of destination~~***handling facilities at ports and airports*** shall ensure~~ compliance with the technical rules set out in Points 1 to 3 of Chapter I of Annex I and in Point 4 of Annex II where applicable.~~***:***

(a) in case of terrestrial animals that the animals are:

(i) fit for transport when loaded onto the means of transport, the fitness of the animals shall be assessed in accordance with the requirements of Chapter I of Annex I, as applicable;

(ii) handled in accordance with the requirements of Chapter III of Annex I, as applicable; and

(iii) fed and watered in accordance with the requirements of Chapter V of Annex I, as applicable;

(b) in case of aquatic animals, that the animals are handled in accordance with the requirements of Chapter III of Annex II, as applicable.

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2. Keepers ***of terrestrial animals kept*** at assembly centres or at control posts shall ~~record~~***check*** the condition in which the animals have arrived and***, if non-compliances are detected,*** shall complete and sign ~~in TRACES~~ section ~~3~~***5*** of the journey log as set out in ~~point~~***template*** 1 of Annex III.

2a. In case terrestrial animals become sick or injured while they are under their responsibility, keepers at assembly centres, control posts and handling facilities at ports and airports shall immediately carry out remedial actions within their power to ensure the welfare of the animals and, where relevant, separate them from other animals and seek veterinary advice as soon as possible.

2b. Keepers of animals kept at assembly centres, control posts and handling facilities at ports and airports shall immediately notify the transporter and the organiser of any serious event that may negatively affect the welfare of the animals, and shall immediately carry out remedial actions within their power to ensure the welfare of the animals. The organiser shall immediately transmit the information to the competent authority in the territory of which the serious event occurred and to the competent authority of the place of departure.

Article 20a

Responsibilities of operators of handling facilities at ports and airports

1. The operator of a handling facility at a port or an airport shall ensure that their handling facility complies with the requirements in points 1.3 to 1.6 and 2 of Chapter III of Annex I.

2. The operator of a handling facility at a port or an airport shall:

(a) inform staff of their duties and obligations under this Regulation and of the penalties in case of infringement;

(b) be responsible for ensuring that keepers at their handling facility carry out their obligations as set out in Article 20;

(c) make permanently available to staff the contact details of the competent authority to which any non-compliance with this Regulation is to be notified and of a veterinarian to treat animals when necessary.

Article 21

Obligations for organisers, transporters, masters and* animal welfare ~~officer on~~*officers during transport by* livestock ~~vessels~~*vessel, container vessel or by well-boat

1. For a journey by livestock vessel***, container vessel or well-boat***, the transporter shall designate an animal welfare officer who is trained and holds a certificate of competence in accordance with Article 38. ***The designated animal welfare officer shall have the authority to require, under the control of the master, that the staff handling animals on the livestock vessel, container vessel or well-boat carry out the preventive or remedial actions necessary to ensure the welfare of the animals.***

2. The animal welfare officer shall report to ~~and operate under the direct authority of the transporter and shall report directly to them and the organiser~~ ***the master*** on matters relating to ~~animal~~***the*** welfare ***of the animals transported***.

3. The animal welfare officer shall ~~be responsible for~~:

   (a) ~~caring for~~ ***ensure that*** the animals ~~and checking them at least twice a day to assess their welfare and fitness for transport, and taking appropriate measure to maintain their welfare;~~***are cared for;***

   (aa) check the terrestrial animals at least every eight hours to assess their welfare and fitness for transport;

   (ab) check the aquatic animals at least every 4,5 hours except between 21h00 and 6h00, to assess their welfare and fitness for transport;

   (ac) ensure compliance with the requirements of Chapters I, III, IV, V and VII of Annex I, as applicable, in the case of a livestock vessel or container vessel and with requirements of Chapter III of Annex II, as applicable, in the case of a well-boat;

   (ad) ensure that appropriate measures are taken to maintain the welfare of the animals;

   (ae) record the checks referred to in point (aa) and the findings thereof and the measures, including the killing, taken pursuant to point (ad) and (c) respectively;

   (b) ~~notifying the competent authority at place of departure and the organiser in accordance with the procedures defined in the contingency plan referred to in Article~~

~~8 point (3)(b)(iii)~~***in case*** of any serious event that may negatively affect the welfare of the animals***, launch the actions foreseen in the contingency plan referred to in Article 18(3), immediately notify the master and immediately carry out remedial actions within their power to ensure the welfare of the animals***;

(c) ~~ensuring~~***perform emergency killings in*** compliance with ***Article 3(1) and (2), Article 4(1) and Article 19 of*** Regulation No 1099/2009~~,~~ ***and with the contingency plan*** when animals ***need to be*** ~~are~~ killed during the journey ~~at sea~~ ***on a livestock vessel*** to put an end to their suffering~~.~~***;***

(ca) send a copy of the records referred to in point (ae) to the transporter and the organiser, within 48 hours of completion of the journey.

3a. The master shall, without undue delay, inform the transporter and the organiser of the serious event referred to in point (b) of paragraph 3. The organiser shall transmit the information to the competent authorities of the place of departure, of the assembly centre if the journey started there, of the port of departure and, when necessary, to the authority of the port of destination.

4. The ~~organiser~~***transporter*** shall ~~inform the captain~~***provide written information to the master*** of the livestock vessel***, container vessel or the well-boat on*** ~~of~~ the responsibilities of the animal welfare ~~transport~~ officer laid down in ~~paragraph~~***paragraphs 1 and*** 3.

Article 22

-Assembly centres

~~1. Operators of assembly centres shall provide their staff with training courses on the technical rules set out in Point 1 of Chapters I and III of Annex I.~~

1a. The operator of an assembly centre shall ensure that their establishment complies with the requirements of Chapter III of Annex I, as applicable, and shall have the equipment to shelter the animals and feed and water them in accordance with the requirements of Chapter V of Annex I.

1b. The operator of an assembly centre shall be responsible for ensuring that keepers at their assembly centre carry out their obligations as set out in Article 20.

2. ~~Operators of~~***The operator of an*** assembly ~~centres~~***centre*** shall:

~~(a) entrust the handling of animals only to personnel who have completed training courses on the relevant technical rules set out in Annex I;~~

(b) ~~regularly~~ inform staff ~~and other persons admitted to the assembly centre~~ of their duties and obligations under this Regulation and of the penalties ~~for any~~***in case of*** infringement ~~of this Regulation~~;

(c) make permanently available to staff ~~and other persons admitted to the assembly centre~~ the contact details of the competent authority to which any ~~infringement of~~***non-compliance with*** this Regulation is to be notified ***and of a veterinarian to treat animals when necessary***;

(ca) ensure that keepers at assembly centres have access to sufficient quantities of suitable feed and water to feed and hydrate animals in accordance with Chapter V of Annex I;

(d) in case of ~~infringement~~***non-compliances with the requirements*** of this Regulation ~~by any person present~~ at an assembly centre, take the necessary measures to remedy the ~~infringement~~***non-compliance*** and prevent its recurrence, without prejudice to any action taken by the competent authority;

(e) adopt, monitor and enforce the internal rules necessary to ensure compliance with points ~~(a) to (d).~~***(b) to (d);***

(ea) collect information on the time of the unloading of the animals at the assembly centre;

(eb) provide the information in point (ea) to the organiser of the subsequent journey for those animals which are part of the new consignment formed in the assembly centre.

~~3. An assembly centre shall not be indicated as the place of destination in the journey log referred to in Articles 15 and 16.~~

PUBLIC

Article 23

Delay during transport

1. Organisers***, transporters*** and~~, when relevant,~~ ***operators of assembly centres, control posts, handling facilities at ports and airports, exit points and border control posts as well as*** the competent authority ***and other relevant public authorities of the Member States, such as police and customs authorities,*** shall take the necessary measures ***within their powers*** to prevent or reduce to a minimum any delay during transport.

2. ~~Competent~~ ***The*** authorities ***referred to in paragraph 1*** shall ensure that special arrangements are made at places of departure, assembly centres, control posts, ~~establishments~~***ports, airports, places*** of destination, exit points and border control posts to give priority to the transport of animals, including the provision of fast lanes so that animals are inspected when required, without undue delays.

Article 24

Means of transport positioning systems

1. Means of transport ***used for transport*** by road ***of terrestrial or aquatic animals for any long journey, short journeys between Member States or short journeys between a Member State and a third country*** shall be equipped with a positioning system communicating with the information system referred to in paragraph 3 based on the technical requirements referred to in paragraph 8. ***When the road vehicle is equipped with a fleet management system, this system shall be used as a positioning system. When the road vehicle is not equipped with a fleet management system, the mobile application referred to in Article 53 may be used as a positioning system.***

2. The positioning system referred to in paragraph 1 shall ~~record the position of road vehicles on short intervals and~~ be operational during the journey ***or journeys from loading at***~~from~~ the place of departure until ~~arrival~~***unloading*** at the place of destination. ***It shall transmit information on the location of the means of transport at short intervals to the information system referred to in paragraph 3.***

3. The ~~records~~***information*** obtained from the positioning systems of the means of transport shall be ~~kept~~***recorded together with the time of transmission*** in an information system ~~accessible to TRACES~~, established by the Commission in accordance with paragraph 7.

The records shall be deleted from the information system as soon as TRACES has retrieved the data, as referred to in paragraph 5.

4. When completing section 1 of the journey log as set out in ~~point~~***template*** 1 of Annex III, organisers shall set the locations of ***and planned dates and times of arrival at*** the following points of the journey***, as applicable***:

(a) place of departure;

(aa) place of destination;

(ab) assembly centres;

(ac) ports;

(ad) airports;

(b) control posts;

(ba) border control post of entry;

(bb) border crossings between third countries;

(c) exit ~~point~~***points*** from the Union~~ and border crossings between Member States; and.~~

~~(d) place of destination.~~

5. ~~After the~~***Immediately upon*** completion of the journey, TRACES shall retrieve data from the information system referred to in paragraph 3 on the time when ***the*** means of transport reached ***and departed from*** the locations as set out in paragraph 4. ~~This information will be stored in~~***In case the actual journey deviates from the locations indicated in the journey log,*** TRACES ***shall retrieve the full dataset for the concerned journey.*** For the purpose of official controls ***and audits***, including the analysis of completed journeys***, this information shall be stored in TRACES for 6 years, except for personal data which shall be removed after 3 years in accordance with Article 51(4)***.

6. ***After anonymisation of the personal data,*** the Commission may use the information referred to in paragraph 5 for the purpose of preparing the annual reports referred to in Article 114 of Regulation (EU) 2017/625, ~~after anonymisation of the personal data~~***the***

reports referred to in Articles 46 and 54 of this Regulation, and for the purpose of ***publishing reports on*** ~~organising~~ audits in the Member States.

7. By [3 years from the date of entry into force of this Regulation], the Commission shall develop the information system referred to in paragraph 3.

8. By [3 years from the date of entry into force of this Regulation], the Commission shall, by means of implementing acts, establish ~~the necessary technical protocols to enable the positioning systems referred to in paragraph 1 to communicate the position of the vehicle with a defined precision of its geographical location to the information system referred to in paragraph 3, for the use of the information system and the protocols for retrieving required information from the information system by TRACES.~~***uniform conditions concerning:***

(a) the length of the interval referred to in paragraph 2;

(b) the technical arrangements to enable the positioning system referred to in paragraph 1 to communicate the position of the means of transport to the information system referred to in paragraph 3;

(c) the technical protocols for the functioning of the information system referred to in paragraph 3;

(d) the technical protocols for retrieving the information referred to in paragraph 3 from the information system by TRACES;

(e) the technical parameters to establish whether a deviation between the actual journey and the planned journey referred to in paragraph 5 has occurred;

(f) the access rights of the persons authorised to access personal data processed in relation to transmitting or storing of information in the information system referred to in paragraph 3 and TRACES.

The Commission shall request an opinion of the European Data Protection Supervisor prior to adopting the implementing acts referred to in point (f).

PUBLIC

Article 24a

Monitoring systems for means of transport

1. Means of transport of terrestrial animals by road of a weight exceeding 3,5 tons used for long journeys shall be equipped with a system consisting of sensors monitoring the opening and the closing of the loading flap and a means of recording those events. The monitoring system shall record any opening and closing of the loading flap.

2. Means of transport used for transport by road of terrestrial animals for any long journey and livestock vessels shall be equipped with a temperature monitoring system including sensors and a means of recording data. The monitoring system shall record the temperatures in the part of the means of transport where animals are placed. Sensors shall be located in the parts of the means of transport which are most likely to be exposed to extreme temperatures.

3. Means of transport used for transport by road of terrestrial animals for any long journey shall be equipped with a warning system in order to alert the attendant when the temperature in the parts of the means of transport where animals are placed:

(a) falls below or rises above the temperatures set out in Article 31 (-1) (a) for terrestrial animals other than dogs, cats and post-peak laying hens;

(b) falls below or rises above the temperatures set out in Article 31 (-1) (c) for post-peak laying hens;

(c) falls below or rises above the temperatures set out in Article 31(-1) (d) for dogs and cats.

4. In case of an alert in the course of the journey by the warning system referred to in paragraph 3, the attendant shall take appropriate measures in accordance with the contingency plan referred to in Article 18(3) with a view to ensuring compliance with Article 31(-1).

5. The transporter shall ensure that the recorded data referred to in paragraphs 1 and 2 are dated, stored for a period of five years and made available to the competent authority upon request.

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6. Livestock vessels shall be equipped with humidity and temperature sensors positioned in such a way as to provide accurate measurements representative for the entire deck and with a means of recording these measurements. In addition, livestock vessels shall be equipped with ammonia sensors, which may be portable.

7. The animal welfare officer shall measure and record the humidity, temperature and ammonia levels for the entire deck at least at the same intervals as set out in Article 21(3)(aa), and take appropriate measures in case those levels indicate risks for the welfare of the animals. The records shall be kept for a period of 5 years and made available to the competent authority upon request.

8. The Commission is empowered to adopt implementing acts in accordance with Article 49 to lay down uniform technical requirements concerning the location, number and calibration of the sensors referred to in paragraph 2 and 6.

Article 25

Obligations at the place of destination

-1. Keepers at the place of destination shall carry out the obligations set out in Chapter III of Annex I, as applicable, and points 1 and 4 of Chapter III of Annex II, When terrestrial or aquatic animals are ill or injured, the keeper shall immediately carry out remedial actions within their power to ensure the welfare of the animals and, where relevant, separate them from other animals and seek veterinary advice as soon as possible.

Upon arrival at the place of destination, the animals shall be unloaded without undue delay. The unloading of terrestrial or aquatic animals shall be carried out by or in the presence of a veterinarian or a person holding a certificate of competence referred to in Article 38, who shall supervise any other person involved in unloading the animals.

~~1.~~

~~The driver or attendant, and the keeper at the place of destination shall record in TRACES the date and time of arrival of the animals and their condition, by completing and signing section 3 of the journey log as set out in point 1 of Annex III.~~

~~In case of disagreement on the condition in which the animals have arrived at the place of destination between the driver or attendant and the keeper at the place of destination, or where the journey log indicates that the animals have arrived in bad condition, the keeper and the driver or the attendant shall record the anomalies encountered in section 5 of the journey log as set out in point 1 of Annex III.~~

~~2. By way of derogation from paragraph 1, the driver or attendant transporting animals for the purposes of an authorised project under Directive 2010/63/EU shall only record in TRACES the date and time of arrival.~~

~~3. Unloading shall be supervised by a veterinarian.~~

Article 25a

Responsibilities of operator at place of destination

The operator at the place of destination shall be responsible for ensuring that:

(a) keepers of all animals and staff catching and handling poultry and weaned farmed lagomorphs at the place of destination carry out their obligations as set out in Article 17;

(b) the unloading facilities are designed, constructed and maintained in accordance with the requirements of Chapter III of Annex I, as applicable;

(c) keepers at the place of destination carry out their obligations as set out in Article 26(1).

Article 26

Monitoring of indicators

-1. In case of all long journeys as well as short journeys to or from third countries, the attendant and the keeper at the place of destination, or the assembly centre where animals are distributed, shall assess together the condition of the terrestrial and aquatic animals on arrival in accordance with paragraph 1. The attendant shall complete and sign section 3 of the journey log as set out in template 1 or template 2 of Annex III, as applicable in TRACES, with the following information:

(a) the date and time of arrival of the terrestrial and aquatic animals;

(b) the date and time of the completion of the unloading;

(c) the findings on the indicators referred to in paragraph 1.

The journey log shall be completed as soon as possible and no later than 12 hours after completion of the unloading.

In case of disagreement on the condition in which the animals have arrived at the place of destination or the assembly centre between the attendant and the keeper shall record the findings as non-compliances in section 5 of the journey log as set out in template 1 or template 2 of Annex III, as applicable in TRACES.

However, in case of terrestrial animals transported in containers, the assessment and the completion of the journey log shall be carried out by the keeper at the place of destination within 24 hours of arrival at the place of destination.

1. ~~For the purposes of Article 25(1), the driver or attendant and the keeper at the place of destination shall assess the condition~~***In the case*** of terrestrial animals~~ on arrival using~~**,** the following indicators ***shall be assessed for the purpose of paragraph -1***:

   (a) total number of animals ***unloaded***;

   (b) number of animals dead on arrival in each consignment;

   (c) number of animals injured during transport in each consignment;

   (d) ~~health and physical~~***welfare related*** problems other than injuries, including~~ when relevant,~~ heat or cold stress, prolonged thirst, and hunger ~~in a consignment~~, observed in the animals ***in a consignment***.

In case day-old chicks are transported, only the indicators referred to in points (a) and (b) of paragraph -1 shall be assessed.

In the case of aquatic animals, the biomass of the aquatic animals dead on arrival shall be recorded. The Commission may adopt delegated acts to amend this Regulation by setting additional indicators for the aquatic animals.

~~2. The keeper shall record the findings regarding the indicators provided for in paragraph 1 in section 3 of the journey log in TRACES.~~

3. The organiser and the transporter shall monitor the indicators referred to in paragraph 1 and analyse the information collected upon completion of ~~their transports~~***each transport***. When the results of the analysis indicates that the requirements of Article 4 have not been met or when values quantifying the indicators exceed the thresholds established by the Commission in accordance with paragraph 5, they shall take corrective actions.

4. The Commission shall adopt***, by [the date of application of this Regulation],*** implementing acts in accordance with Article 49 ~~establishing the health and physical issues~~***laying down uniform rules on the animal welfare related problems*** to be ~~monitored~~***assessed*** in accordance with ~~of~~ paragraph 1, point (d), as well as the methods to be used when quantifying ***and analysing*** the indicators referred to in paragraph -1.

5. ~~The Commission may, based on the~~***In order to take into account scientific developments and*** advice from the European Food Safety Authority ('EFSA') ***and the European Union reference centres for animal welfare, the Commission shall be empowered to,*** adopt delegated acts in accordance with Article 48 ~~establishing~~***to supplement this Regulation with*** the thresholds requiring corrective actions ***as referred to in paragraph 3*** ~~to be taken~~.

CHAPTER VI

CONDITIONS FOR TRANSPORT OF TERRESTRIAL ANIMALS

PUBLIC

Article 26a

Transport of weaned domestic animals of the equine, bovine, porcine, ovine, caprine species and weaned kept cervids and camelids, for purposes other than slaughter

1. The transport of weaned domestic animals of the equine, bovine, porcine, ovine, caprine species and weaned kept cervids and camelids, for purposes other than slaughter, shall comply with the following conditions:

(a) no more than two assembly centres may be used;

(b) the journey time by land shall not exceed 63 hours during the following journey:

(i) the journey from the place of departure to the place of destination, in case no assembly centres are used;

(ii) the journey between the two assembly centres, in case two assembly centres are used;

(iii) the journey between the place of departure and the assembly centre from where the animals are distributed, or between the assembly centre where the animals are grouped and the place of destination, in case one assembly centre is used.

(c) the journey time by land shall not exceed 4,5 hours during the following journey:

(i) the journey from the place of departure to an assembly centre where the animals are grouped;

(ii) the journey from an assembly centre from where the animals are distributed to the place of destination.

2. In addition to paragraph 1, the journey referred to in paragraph 1 (b) shall comply with the following conditions:

(a) it shall consist of a maximum of three segments, during each of them the journey time by land shall not exceed 21 hours, and after that the animals shall reach the place of destination or the assembly centre where the animals are distributed;

(b) after each segment of a maximum of 21 hours of journey time by land, and if the animals have not yet reached the place of destination or the assembly centre from where the animals are distributed, the animals shall have a rest period of at least 24 hours at a control post before the journey continues;

(c) each segment of the journey referred to in point (a) shall include a break period of at least 1 hour after a maximum of 10 hours of journey time by land, unless the animals are transported by rail.

3. The animals referred to in paragraph 1 shall be provided feed and water in accordance with points 1.1, 1.2, 4 and 5 of Chapter V of Annex I.

Article 26b

Transport of farmed lagomorphs and poultry for purposes other than slaughter

The transport of farmed lagomorphs and poultry for purposes other than slaughter shall comply with the following conditions:

(a) for weaned farmed lagomorphs:

(i) if the animals are not provided feed and hydration in accordance with point 1.3 of Chapter V of Annex I, no assembly centre shall be used and during the journey, the journey time by land shall not exceed 12 hours.

(ii) if the animals are provided feed and hydration in accordance with point 1.3 of Chapter V of Annex I, only one assembly centre may be used and during the journey or the journeys, the journey time by land shall not exceed 36 hours.

(b) for unweaned farmed lagomorphs that are at least 48 hours old, transported in the nest, it shall not include the use of an assembly centre and the journey shall be completed within 36 hours;

(c) for poultry other than day-old chicks:

(i) if the animals are not provided feed and hydration in accordance with point 1.3 of Chapter V of Annex I, no assembly centre shall be used and during the journey, the journey time by land shall not exceed 12 hours.

(ii) if the animals are provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I, only one assembly centre may be used and during the journey or the journeys, the journey time by land shall not exceed 21 hours.

(d) for day-old chicks:

(i) if the animals are not provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I, no assembly centre shall be used and the journey shall be completed within 48 hours after hatching.

(ii) if the animals are provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I, only one assembly centre may be used and the journey shall be completed within 72 hours after hatching.

~~*Article 27*~~

~~Journey times, rest periods, feeding and watering intervals during transport of adult terrestrial animals by road and rail for long journeys~~

~~1. Without prejudice to stricter rules on journey times laid down in this Chapter and in Chapter V of Annex I, long journeys for the transport by road or rail of terrestrial animals other than domestic birds and rabbits, for a purpose other than slaughter, shall fulfil the following conditions:~~

~~(a) the journey consists of a maximum of two parts, each of them not exceeding 21 hours, after which time the animals shall reach the place of destination;~~

~~(b) after the first 21 hours from the start of the journey, and if the animals have not yet reached the place of destination, they are unloaded for a rest period of at least 24 hours at a control post before the transport may continue;~~

~~(c) both parts of the journey referred to in point (a) include rest periods of at least 1 hour after a maximum of 10 hours; during the rest period, the animals shall remain on the stationary means of transport;~~

~~2. For long journeys, the requirements set out in Chapter VI of Annex I shall apply.~~

~~3. The transport by road of domestic birds and rabbits for a purpose other than slaughter shall follow the specific rules laid down in point 2 of Chapter V of Annex I.~~

~~4. Terrestrial animals, other than domestic birds and rabbits, shall be offered water and feed in regular intervals, as laid down in Chapter V of Annex I.~~

~~5. For transport by rail, paragraph (1), point (c) shall not apply.~~

~~6. Paragraphs (1) to (5) shall not apply to animals transported in bio-secure transports for the purposes of an authorised project or breeding under Directive 2010/63/EU.~~

PUBLIC

Article 27a

Transport of dogs and cats

1. The transport of dogs and cats shall comply with the following conditions:

(a) no more than one assembly centre may be used;

(b) during the journey or the journeys between the place of departure and the place of destination, the journey time by land shall not exceed 21 hours;

(c) in case of a journey by road, the journey shall include break periods of at least 30 minutes at the intervals laid down in point 3 of Chapter V of Annex I.

2. Dogs and cats shall be provided feed and water in accordance with point 3 of Chapter V of Annex I.

Article 28

~~Journey times and rest periods for~~ Transport *to slaughter* of terrestrial animals ~~to slaughter by road or rail~~*, other than unweaned terrestrial animals*

1. ***The*** transport ~~of terrestrial animals other than domestic birds and rabbits,~~ to slaughter ***of weaned domestic animals of the equine, bovine, porcine, ovine, caprine species and weaned kept cervids and camelids*** shall ~~only be carried out in short journeys.~~***comply with the following conditions:***

(a) no more than one assembly centre may be used;

(b) during the journey or the journeys between the place of departure and the slaughterhouse, the journey time by land shall not exceed 21 hours;

(c) the journey shall include a break period of at least 1 hour after a maximum of 10 hours of journey time by land, unless the animals are transported by rail.

2. ~~When, within the Union, no slaughterhouses adapted for slaughter of the species and categories of~~***The*** animals referred to in paragraph 1 ~~can be reached within a short journey for a specific place of departure, the competent authorities at the place of departure may grant an authorisation for a long journey to the nearest slaughterhouse adapted to the species transported~~***shall be provided feed and water in accordance with points 1.1, 1.2 and 4 of Chapter V of Annex I***.

3. The transport of ~~rabbits and~~ poultry ***and farmed lagomorphs*** to slaughter shall ~~follow the specific rules for these species laid down in point 2 of Chapter V of Annex I.~~***comply with the following conditions:***

(a) if the animals are not provided feed and hydration in accordance with point 1.3 and 1.6 of Chapter V of Annex I, no assembly centre shall be used and the during the journey, the journey time by land shall not exceed 12 hours;

(b) if the animals are provided feed and hydration in accordance with point 1.3 and 1.6 of Chapter V of Annex I, only one assembly centre may be used and during the journey or the journeys between the place of departure and the slaughterhouse, the journey time by land shall not exceed 21 hours.

Article 29

~~Journey times, rest periods, feeding and watering~~*Transport* of unweaned ~~calves, lambs, kids, piglets and foals~~*domestic animals of the equine, bovine, porcine, ovine, caprine species and unweaned kept cervids and camelids*

1. ~~The journey time for~~ The transport ~~by road~~ of unweaned ~~calves, lambs, kids, piglets and foals~~***domestic animals of the equine, bovine, porcine, ovine, caprine species and unweaned kept cervids and camelids, not accompanied by their mother,*** shall ~~not exceed 8 hours.~~***comply with the following conditions:***

(a) no more than two assembly centres may be used;

(b) the following journey shall be completed within 9 hours:

(i) the journey from the place of departure to the place of destination, in case no assembly centres are used;

(ii) the journey between the two assembly centres, in case two assembly centres are used;

(iii) the journey between the place of departure and the assembly centre where the animals are distributed, or between the assembly centre from where the animals are grouped and the place of destination, in case one assembly centre is used.

(c) the following journey shall be completed within 4,5 hours:

(i) the journey from the place of departure to an assembly centre where the animals are grouped;

(ii) the journey from an assembly centre from where the animals are distributed to the place of destination.

The calculation of the time referred to in sub-paragraphs (b) and (c) shall include any time spent on roll-on-roll-off vessel but shall exclude any time spent on a livestock vessel or aircraft and the time for loading and unloading the animals onto the means of transport.

2. By way of derogation from paragraph 1 ***point (b), the 9-hour time limit may be exceeded***, provided ~~the means of transport is equipped with a feeding system approved in accordance with paragraph 5, unweaned calves, lambs, kids, piglets and foals may be transported for a maximum of 9 hours, after which a rest period of at least an hour without unloading shall take place before resuming the journey for a maximum of another 9 hours.~~***that the following conditions are met:***

(a) the means of transport is equipped with a feeding system approved in accordance with paragraph 6;

(b) the journey time by land shall not exceed 21 hours;

(c) the journey includes a break period of at least 3 hours after a maximum of 9 hours of journey time by land. However, in case a control post has been used in accordance with Article 30(2c), the break period shall take place after a maximum of 9 hours of journey time by land from that control post;

(d) the transport is carried out for purposes other than slaughter.

2a. The animals referred to in paragraph 1 shall be provided feed and water as laid down in point 2 of Chapter V of Annex I.

~~3. Where parts of a journey for transport of unweaned calves, lambs, kids, piglets and foals takes place at sea, that part of the journey shall not be counted as part of the journey time.~~

~~4. Unweaned calves, lambs, kids, piglets and foals shall be provided with water ad libitum and be fed species-specific milk or appropriate milk replacement at 9-hour intervals counted from the start of the journey and regardless of the means of transport in which they are being transported.~~

5. A manufacturer of a feeding system ~~referred to in paragraph 2,~~ established in the Union or, if established in a third country, represented in the Union, ~~may~~***shall*** submit an application to the Commission for the approval of the feeding system***, in case the feeding system is to be used in accordance with paragraph 2***.

6. The Commission shall, by means of implementing acts in accordance with Article 49, approve ~~the~~***a*** feeding system referred to in paragraph ~~2.~~***5*** provided ***that the applicant demonstrates*** that there is scientific and technical evidence that the feeding system allows all unweaned ~~calves, lambs, kids, piglets and foals~~ ***domestic animals of the equine, bovine, porcine, ovine and caprine species and unweaned kept cervids and camelids*** on board ***the vehicle*** to be fed, during the journey, ***with*** milk or milk ~~replacers~~***replacements*** at body temperature and ***with the*** appropriate hygiene level. ***When analysing the scientific and technical evidence, the Commission shall be assisted by EFSA or a European Union Reference Centre for Animal Welfare.***

Article 30

Additional provisions for **journeys** ~~**by road to and from livestock vessels and roll-on roll-off**~~

~~vessels for~~*including* transport of terrestrial animals ~~other than domestic birds and rabbits~~*by livestock vessel, roll-on roll-off vessel or aircraft*

~~1. Journey times for transport of terrestrial animals other than domestic birds and rabbits which include a part of the journey at sea where consignments from different places of origin are transported, shall be counted from the loading of the animals at the place of departure the farthest away in driving time from the port of loading. The counting of the journey time shall be suspended from the moment the last animal is loaded on the vessel until the moment the first animal is unloaded at the port of arrival.~~

~~2. Feeding times on board shall follow the specific rules laid down in point 1 of Chapter V of Annex I.~~

2a. In case the transport of terrestrial animals includes a leg of the journey by a livestock vessel or an aircraft, the organiser and the transporter shall ensure that the time during which the animals remain on board of a stationary vehicle after arrival at the port or airport of departure is minimised. If it is likely that the terrestrial animals other than poultry, farmed lagomorphs and dogs and cats remain on board of a stationary vehicle for more than 4 hours, they shall be unloaded at the handling facility at the port or airport of departure or at a control post located within 2 hours of journey time by land from that port or airport.

2b. The terrestrial animals shall stay at the handling facility at the port or airport of departure until all arrangements have been made to ensure that the loading of animals on the livestock vessel or the aircraft is carried out without interruption and that, once all animals have been loaded, the sea crossing or the airflight is undertaken without undue delay.

2c. In case the transport includes a leg of the journey by a roll-on-roll-off vessel lasting more than 12 hours from boarding of the vehicle onto the roll-on-roll-off vessel until the vehicle disembarks from the roll-on-roll-off vessel, the following shall apply:

(a) weaned terrestrial animals other than poultry, farmed lagomorphs and dogs and cats shall be unloaded and rested for 12 hours after disembarking unless the journey is to be completed within 4 hours of journey time by land. This rest shall

take place at a control post at the port of arrival or at a control post within 4 hours of journey time by land from the port of arrival;

(b) unweaned terrestrial animals other than poultry, farmed lagomorphs and dogs and cats shall be unloaded and rested for 24 hours after disembarking unless the journey is to be completed within 4 hours of journey time by land. This rest shall take place at a control post at the port of arrival or at a control post within 4 hours of journey time by land from the port of arrival.

2d. In case the transport of weaned farmed lagomorphs and poultry other than day-old chicks includes a leg of the journey by a roll-on roll-off vessel or aircraft, the animals shall be provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I.

Article 31

~~Journey times and conditions~~ ***Temperature requirements*** **for transport of terrestrial animals ~~other than domestic birds and rabbits by road and rail in extreme temperatures~~**

-1. The organiser, when planning any long journey, any journey including a leg by a livestock vessel, container vessel, or short journey to or from a third country and the transporter, when carrying out the transport, shall ensure that terrestrial animals are transported in the following conditions:

(a) For weaned animals other than dogs, cats and farmed lagomorphs, the temperature inside the animal compartment is between 0°C and 35°C;

(b) For unweaned animals other than dogs, cats and farmed lagomorphs, the temperature inside the animal compartment is between 5 and 30°C;

(c) For farmed lagomorphs and for poultry other than day-old chicks and post-peak laying hens, the temperature inside the animal compartment is between 10 and 30°C and when the temperature forecasts at the place of departure and at the place of destination are below 10°C, the animals are only transported in animal compartments with protection against windchill;

(d) For day-old chicks, the temperature inside the animal compartment is between 30 and 35°C;

(e) For post-peak laying hens, the temperature inside the animal compartment is between 15 and 30°C and when the temperature forecasts at the place of departure and at the place of destination are below 10°C, the animals are only transported in animal compartments with protection against windchill;

(f) For dogs and cats, the temperature inside the animal compartment is between 15 and 25°C; however, by way of derogation, in case of transport of breeds or types of dogs and cats with specific phenotypical traits that require lower or higher temperatures, the temperature shall be adapted to meet the needs of those animals in accordance with written instructions provided by the keeper at the place of departure.

1. The organiser, when submitting the journey log ~~in TRACES, and the competent authority when approving the~~***for a long*** journey ~~log~~, shall take into consideration the ~~temperature~~***weather*** forecast at the ~~place of departure, the place of destination and, when relevant, the place of the control post~~***places referred to in Article 24(4)***, at the time ***the*** animals are expected to be at those places. ~~For consignments transported to third countries, the organiser~~***In addition, in case the transport includes a leg of the journey at sea, the marine weather forecast along the planned sea route*** shall ~~also take~~***be taken*** into consideration ~~the temperature forecast at the exit point or the border control post of the third country.~~.

The organiser shall adapt the planning of the journey to ensure that it is possible to comply with the temperature ranges set out in paragraph -1 and to minimise the risk of disruptions to the journey due to adverse meteorological and sea conditions.

1a. Paragraph 1 shall not apply when the means of transport is equipped with a temperature control system which allows the temperature ranges in the animal compartment referred to in paragraph -1 to be complied with during the whole journey.

The temperature control system shall provide the following:

(a) heating to prevent the internal temperature in the animal compartment falling below the lower temperature value set out in paragraph (-1); or

(b) cooling to prevent the internal temperature in the animal compartment rising above the higher temperature value set out in paragraph (-1).

~~2. For transport of terrestrial animals by road, except for dogs and cats:~~

~~(a) when the temperature forecast indicates temperatures below 0°C, road vehicles shall be covered and air circulation in the animal compartment controlled to protect animals from exposure to windchill during the journey;~~

~~(b) when the temperature forecast indicates temperatures below -5°C, in addition to the measures in point (a), the journey time shall not exceed 9 hours;~~

~~(c) when the temperature forecast indicates temperatures between 25°C and 30°C, the journey time during the period between 10h00 and 21h00 shall not exceed 9 hours;~~

~~(d) when the temperature forecast indicates temperatures above 30°C, only journeys taking place fully between 21h00 and 10h00 shall be allowed.~~

~~(e) when the temperature forecast indicates temperatures above 30°C between 21h00 and 10h00, the space allowance for the animals shall be increased by 20%.~~

~~3. Dogs and cats shall be transported in a compartment with an ambient temperature ranging between 20 and 25 °C and with a humidity between 30 and 70%.~~

~~4. Paragraphs (1) to (3) shall not apply to animals transported in bio-secure transports for the purposes of an authorised project or breeding under Directive 2010/63/EU.~~

5. For the purposes of paragraph 1, ~~Member States~~***the Commission*** shall~~, by the date of application of this Regulation, include the link to their designated temperature forecast body~~ ***provide*** in TRACES ~~to share the temperature~~***a visualisation tool of the weather*** forecast ~~to all competent authorities and operators~~.

~~For transport of animals to a third country, the expected temperatures at locations in third countries shall be determined using the designated temperature forecast body of the place of departure.~~

PUBLIC

CHAPTER VII

TRANSPORT ~~TO AND~~*OF TERRESTRIAL AND AQUATIC ANIMALS TO OR* FROM THIRD COUNTRIES

PUBLIC

Article 32

Obligations concerning the transport of *terrestrial or aquatic* animals ~~to~~ third countries

1. Organisers ~~may only~~ ***shall*** make arrangements for the transport of ***terrestrial or aquatic*** animals to third countries ***only*** if they ~~hold an authorisation granted~~***have the capacity to ensure that transporters, attendants, keepers and operators of control posts, assembly centres and handling facilities at ports and airports involved in the transport operations that they arrange within the territory of the third countries comply with the requirements of this Regulation, or requirements recognised as equivalent*** in accordance with Article ~~5~~***129 of Regulation (EU) 2017/625, except in case of paragraph 4c of this Article***.

2. Organisers shall complete ~~section~~ 1 of the journey log as set out in ~~point 1~~***template 1 or template 2*** of Annex III***, as applicable,*** in accordance with Article 15 for both ~~short and~~ long journeys and ***short journeys to third countries and*** ensure that ~~transporters~~***attendants*** and keepers at the ~~place of destination~~***start of the journey, during the journey and at the end of the journey in the third country*** complete the sections of the journey log that concern them.

3. For journeys which include transport by livestock vessel, the organiser shall ensure that the competent authority at the third country of destination has completed, signed and stamped the attestation set out in Annex IV and transmitted it to the competent authority at the ~~place of departure~~***start of the journey***. The competent authority shall not approve the journey log if this attestation is not provided.

For other journeys, the organiser shall provide evidence to the competent authority approving the journey log that the competent authority at the third country of destination and, where applicable, the third country of transit, has checked before the start of the journey whether the health certificate that will accompany the consignment provides adequate animal health and welfare guarantees and complies with the requirements

applicable to the import into that country. The competent authority shall approve the journey log only if such evidence is provided and the outcome of the check is positive.

4. ***Organisers shall ensure that*** consignments of ***terrestrial or aquatic*** animals shall only leave the customs territory of the Union through designated exit points as referred to in Article 39.

4a. Organisers shall immediately inform the competent authority that signed the journey log of any refusal of entry by the competent authority of the third country of destination or of any third country through which the consignment is transiting stating the reason for the refusal and the geographical coordinates of the location of the terrestrial or aquatic animals. In such case, the competent authority that signed the journey log shall contact the competent authority of the third country of destination without delay and seek to resolve the issue.

4b. Transporters who transport terrestrial or aquatic animals to third countries shall ensure that the transport operations they perform within the territory of third countries comply with the requirements of this Regulation or requirements recognised as equivalent in accordance with Article 129 of Regulation (EU) 2017/625, except in case of paragraph 4c of this Article.

4c. Articles 8, 9, 12, 12a, 13 and 13a of this Regulation shall not apply to transporters and means of transport that are involved only in the part of the transport operation taking place entirely within the territory of a third country and Articles 19(-1a), 19(1), 19(4a) and 21(1) to (3) of this Regulation shall not apply to attendants who are involved only in the part of the transport operation taking place entirely within the territory of a third country.

4d. Competent authorities shall notify all Member States via the Animal Welfare Network within the integrated Rapid Alert System for Food and Feed (iRASFF) of any negative findings concerning the transport of terrestrial or aquatic animals to a third country that may be relevant for planning and assessing future journey logs.

PUBLIC

Article 32a

Control in relation to transport of terrestrial or aquatic animals to third countries

1. The competent authority that granted authorisation to an organiser that includes in its scope transport of terrestrial or aquatic animals to third countries shall carry out controls on the capacity of the organiser to fulfil the obligations laid down in Article 32(1).

2. For the purposes of paragraph 1, the competent authority may, on the basis of a risk assessment, instruct the organiser to engage a conformity assessment body that assesses whether the part of the journey taking place within the territory of third countries is compliant with this Regulation. Following the instruction of the competent authority, the organiser shall engage a conformity assessment body.

3. The conformity assessment body referred to in paragraph 2 shall be accredited in accordance with Article 5(1) of Regulation (EC) No 765/2008 for complying with the following conditions:

(a) complies with the European standard EN ISO/IEC 17065 'Conformity assessment – Requirements for bodies certifying products, processes and services' and the European standard EN ISO/IEC 17020 'Conformity assessment – Requirements for the operation of various types of bodies performing inspection', as revised;

(b) has the capacity to carry out on-site checks in third countries;

(c) the personnel of the conformity assessment body that carries out the assessments possesses a degree in veterinary medicine, animal science or a related field, as well as, appropriate knowledge and understanding of the animal welfare requirements and technical rules set out in this Regulation.

Article 33

~~Certificate for~~*Assessment of the* transport of *terrestrial or aquatic* animals ~~to~~ *within the territory of* third countries

~~1. The organiser shall arrange for a certification body to evaluate the first journey to a place of destination in a third country arranged by the organiser.~~

2. The ~~certification body shall evaluate whether the following conditions were met during the first journey~~***conformity assessment body*** referred to in paragraph ~~1~~***2 of Article 32a shall assess through on-site checks during the part of the transport taking place within the territory of third countries, the following***:

(a) ~~the vehicles and vessels comply with the relevant~~***for transport of terrestrial animals, that the*** rules ~~of~~***set out in*** Annex I ***are complied with***;

(b) ***for transport of terrestrial animals,*** the maximum journey times~~, special conditions for transport in extreme temperatures~~ ***by land,*** and rest periods laid down by this Regulation take place as ~~declared in~~***planned in Section 1 of*** the journey log;

(ba) for transport of terrestrial animals, that the temperature ranges inside the animal compartments are within the limits set out in Article 31(-1);

(c) ***where the journey ends at a place of destination, the place of destination declared in the journey log is the actual place of destination***~~the space allowances comply with Chapter VII of Annex I~~;

(d) ***where the journey ends at an assembly centre where***~~the~~ animals ~~stay in the declared place~~***are distributed, the journeys from the assembly centre to the places*** of destination ~~at least 7 days or are slaughtered~~***are not more than 4,5h***;

(e) the purpose of the journey is in accordance with the one declared in the journey log;

(f) ~~for~~***in case of*** journeys with a leg by livestock vessel, ***container vessel or by roll-on-roll-off vessel,*** the animals ~~arrive in good condition~~***are fit for transport when they arrived*** at the port of arrival;

~~(g) the animals are handled in accordance with this Regulation;~~

(h) if relevant, the control posts used are listed as referred to in Article 34(3);

(i) for transport of aquatic animals, ~~vehicles and transport operations comply with~~ the rules set out in Annex II~~.~~ ***are complied with;***

(ia) if a contingency occurs, that the relevant actions foreseen in the contingency plan referred to in Article 18(3) are taken;

(ib) the keeper and attendant carry out the obligations set out in paragraphs 1 and 2 of Article 26;

(ic) the operation of the positioning system referred to in Article 24.

3. ~~If the conditions set out in~~***Following the assessment performed in accordance with*** paragraph 2~~ are met, the certification~~***, the conformity assessment*** body shall ~~issue a certificate for transport of animals to third countries~~***provide a report*** to the organiser~~. The certificate shall be valid for 5 years~~ ***and to the competent authority that granted the authorisation referred to in Article 5 presenting the findings of the on-site checks and its conclusions***.

The competent authority shall, based on the report, take appropriate action, including, where necessary, suspending the authorisation of the organiser or the transporter.

~~4. The organiser shall transmit the certificate to the competent authority that granted the authorisation referred to in Article 5.~~

~~5. Competent authorities shall register certified organisers in TRACES.~~

~~6. If the conditions set out in paragraph 2 are not met, the certification body shall inform the organiser and the competent authority, who shall suspend the organiser's authorisation for transport to third countries in accordance with Article 6(4).~~

~~7. Certification bodies shall perform at least two unannounced evaluations of journeys carried out by the organiser within the 5 years of validity of the certificate, in order to verify compliance with the conditions listed in paragraph 2.~~

~~8. The certification body shall send the reports of the unannounced evaluations to the organiser and the competent authority and notify them of serious non-compliances after unannounced inspections. In such cases, the competent authority shall suspend the organiser's authorisation for transport to third countries in accordance with Article 6(4). These unannounced evaluations shall be without prejudice to official controls carried out under Regulation (EU) 2017/625.~~

9. The Commission is empowered to adopt implementing acts in accordance with Article 49 to ~~further~~ establish ~~the elements to be verified by the evaluations and the frequency of evaluations~~***a template for the report referred to in paragraph 3***.

Article 34

Control posts in third countries

1. Rest periods for animals ~~in~~***within the territory of*** third countries shall only take place in control posts ~~meeting requirements at least equivalent to those laid down in Regulation (EC) No 1255/97 and~~ that are included in the list referred to in paragraph 3.

2. ~~Control posts in third countries shall only be included in the list provided for in paragraph 3 if they are certified by a certification body as having the means to comply with requirements equivalent to those laid down in Regulation (EC) No 1255/97. The certificate shall be valid for 5 years. The~~***An*** operator of ~~the~~***a*** control post ***in a third country or an*** ~~or the~~ organiser may request the Commission to include the control post in the list referred to in paragraph 3 ***of this Article***. ***The request shall contain a report of a conformity assessment body accredited in accordance with Article 32a(3) of this regulation. The report shall demonstrate that on-site checks have been performed and that the control post meets the requirements of Articles 4 and 5 of Council Regulation (EC) No 1255/97 and of the Annex to that Regulation, or requirements recognised as equivalent in accordance with Article 129 of Regulation (EU) 2017/625.***

3. The Commission shall approve, by means of implementing acts in accordance with Article 49, a list of ***the*** control posts meeting ~~standards that are equivalent to those laid down in Regulation (EC) No 1255/97~~***the requirements referred to in paragraph 2, specifying the animal species and categories, and maximum capacity of the control post***. This list shall be made available in TRACES.

4. The Commission shall remove a control post from the list referred to in paragraph 3 when~~,~~ ~~upon evaluation by the certification body or an audit from the Commission, there is evidence~~ ***it is established*** that the control post no longer meets ~~standards equivalent to those laid down in Regulation (EC) No 1255/97. The procedure referred to in Article 49 shall apply.~~***the conditions set out in paragraph 2 based on:***

   (a) an on-site check by a conformity assessment body; or

   (b) an audit from the Commission; or

   (c) evidence transmitted by the competent authority of a Member State.

The procedure referred to in Article 49 shall apply.

Article 35

***Terrestrial or aquatic* animals entering into the Union**

1. ***Organisers who make arrangements for the transport of and*** transporters who transport ***terrestrial or aquatic*** animals to the Union shall ***ensure that, during transport taking place within the territory of a third country, the animals are transported***:

   (a) ~~ensure that the animals are transported~~ in compliance with this Regulation~~, or under conditions recognised by the Union to be equivalent to those set out in this~~ ***and with Articles 4 and 5 of Council Regulation (EC) No 1255/97 and of the Annex to that*** Regulation~~, from the place of departure in the third country until the place of destination in the Union;~~***; or***

   (b) ~~complete the journey log in TRACES, as~~***under conditions recognised in accordance with Article 129 of Regulation (EU) 2017/625 to be equivalent to those*** set out in ~~point 1 of Annex III, specifying in particular the place, date and time of departure in the third country.~~***this Regulation; or***

   (ba) under conditions contained in an agreement between the Union and the exporting third country.

1a. Organisers shall complete the journey log in TRACES.

1b. Articles 8, 9, 12, 12a, 13 and 13a of this Regulation shall not apply to transporters and means of transport that are involved only in the part of the transport operation taking place entirely within the territory of a third country and Articles 19(-1a), 19(1), 19(4a) and 21(1) to (3) of this Regulation shall not apply to attendants who are involved only in the part of the transport operation taking place entirely within the territory of a third country.

2. The official health certificate accompanying animals entering into the Union from third countries ~~and territories~~ shall contain an attestation from the competent authority at the place of departure ***confirming that it has reviewed the journey log referred to in paragraph 1a and*** certifying that the planning of the journey complies with ***the*** requirements ~~at least equivalent to those~~***of paragraph 1*** of this ~~Regulation~~***Article***.

2a. ***The competent authority at the Border Control Post shall, based on the attestation referred to in paragraph 2, validate the journey log in TRACES, unless the journey was already approved in TRACES by the competent authority in the third country.***

~~3.~~ ~~For long journeys, the competent authority at the place of departure in the third country shall review and approve the journey log prior to departure, in TRACES.~~

Article 36

Terrestrial or aquatic **animals transiting through the Union territory**

When ***terrestrial or aquatic*** animals are transported from a place ~~of origin~~ in a third country to a place~~ of destination~~ in the same or another third country and transit through the Union territory, operators shall ensure that the rules of this Regulation are complied with during the part of the ~~journey~~***transport*** taking place on the Union territory, ~~except for the provisions on maximum~~***unless the duration of this part of the transport is less than [9] hours of*** journey ~~times set out in Article 27 paragraphs (1), (2) and (3), Article 28, Article 29 paragraphs (1) and (2), and point 2.2 of Chapter V of Annex I~~***time by land***.

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CHAPTER VIII

TRAINING COURSES AND OBLIGATIONS OF COMPETENT AUTHORITIES

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Article 36a

Basic training course

1. Transporters and operators at the places of departure and destination and of assembly centres, control posts and handling facilities at ports and airports shall ensure that persons, other than farm staff and staff catching and crating poultry and weaned farmed lagomorphs, who handle terrestrial and aquatic animals during road, rail, sea and air transport and related operations have completed a basic training course at the latest within 3 months of the start of their employment.

2. The basic training course shall cover at least:

(a) basic assessment of fitness for transport;

(b) the species-specific behavior of animals and their physiological and ethological needs during transport;

(c) the requirements in points 2 to 4 of Chapter III of Annex I and points 1, 2.1 and 2.2 of Chapter III of Annex II and best practices for moving animals;

(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 be completed after a test to verify the knowledge gained during the training course.

4. The provider of the basic training course shall issue a certificate of completion of the basic training course. The certificate shall be made available to the competent authority upon request.

5. The European Union Reference Centers for Animal Welfare shall develop and regularly update models of training plans and materials, quality standards and recommendations to be available for providers of training courses for the purpose of this Article.

6. The provider of the basic training course shall develop and conduct the training course taking into account the training plans and materials, quality standards and recommendations referred to in paragraph 5.

7. The competent authority may be a provider of a basic training course. Alternatively, the competent authority shall approve other entities in accordance with Article 37(1b).

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 obtained in accordance with paragraph 2, 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 of this Article; and

(b) pass a final examination referred to in Article 37(1a).

3. The scope of the advanced training course may be limited to one or several species and shall cover at least the following:

(a) the obligations for attendants and animal welfare officers laid down in this Regulation;

(b) use and basic maintenance of equipment for:

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

(ii) maintaining and monitoring the welfare of animals;

(iii) loading and unloading of animals;

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

(v) for animal welfare officers on livestock and container vessels, performing emergency killing in accordance with Regulation (EC) No 1099/2009.

(c) ways to address possible contingencies and practical use of the contingency plan;

(d) for animal welfare officers on livestock and container vessels, methods of performing emergency killing in accordance with Regulation (EC) No 1099/2009.

4. The European Union Reference Centers for Animal Welfare shall develop and regularly update models of training plans and materials, quality standards and recommendations to be available to providers of advanced training courses for the purpose of this Article.

5. The provider of the advanced training course shall develop the training course taking into account the training plans and materials, quality standards and recommendations referred to in paragraph 4.

6. The competent authority may be a provider of an advanced training course. Alternatively, the competent authority shall approve other entities in accordance with Article 37(1b).

Article 37

~~Trainings~~*Responsibilities of the competent authorities in relation to training*

1. ~~For the purposes of Article 10, Member States shall designate~~ The competent authority ~~responsible for:~~***shall:***

(a) ~~ensuring that~~***ensure that basic and advanced*** training courses are available ~~for drivers, attendants and animal welfare officers involved in the transport of animals relevant to species and the categories of animals concerned~~;

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

~~(c) organising an independent final examination 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) delivering certificates of competence attesting the passing of the 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 competent authority shall organise an independent final examination for the advanced training course. Upon decision of the competent authority, an approved provider may be allowed to organise an independent final examination for the advanced training course.

1b. The competent authority shall approve providers of basic and advanced training courses if they comply with the following conditions:

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

(b) their training programmes and materials are established in accordance with Article 36a(6) and 36b(5).

~~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.~~

Article 38

***Grant, renewal, and withdrawal of the* certificate of competence**

1. The competent authority shall grant a certificate of competence ~~in TRACES~~***to attendants and animal welfare officers using template 3 of Annex V,*** provided that the following conditions are fulfilled:

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

   (b) the applicant ~~has provided~~***is not prohibited from handling animals in any Member State, for which the applicant shall provide*** 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~~***10*** years from the date of issue.

The scope of the certificate of competence shall be limited to the species covered by the advanced training course. In order to amend the scope of the certificate, the attendant or the animal welfare officer shall comply with Article 36b(2).

3a. The competent authority shall renew the certificate of competence, if the attendant or the animal welfare officer passes a final examination referred to in Article 37(1a).

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

5. ~~Member States~~***The competent authority*** may recognise qualifications obtained for other purposes as equivalent to ~~certificates of competence for the purposes of this Regulation~~***the basic or advanced training courses***, provided they have been obtained under conditions

equivalent to those laid down in ~~this Article~~***Articles 36a and 36b***. ***In such case,*** the competent ~~authorities~~***authority*** shall ~~make publicly available and keep up to date, via the Internet, a list of qualifications recognised as equivalent to the certificate of competence~~***allow the attendant or the animal welfare officer concerned to take the final exam referred to in Article 37 (1a)***.

6. ***The*** competent ~~authorities~~***authority*** 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 tasks~~***meets the conditions referred to in paragraph 1. The competent authority shall record the reasons for the withdrawal without delay***.

Article 39

Designation of exit points

Member States shall:

(a) designate the exit points through which transport of animals to third countries ~~may take~~***takes*** place;

(b) record the designated exit points on their territory in TRACES***, including information on the animal species and categories for which the exit point can be used,*** and regularly update this information.

~~This information shall be publicly available in TRACES.~~

Article 40

Livestock vessel inspection *before loading and during*~~on~~ loading and unloading

1. Before animals are loaded onto a livestock vessel, ***a team of inspectors shall, on behalf of*** the competent authority ~~shall~~***,*** inspect the vessel in order to verify ~~in particular~~ that:

   (a) the livestock vessel is built and equipped for the number and the type of animals to be transported;

   (b) ~~compartments where animals are to be accommodated~~***pen rails, livestock decks, equipment and ramps*** remain in a good state of repair;

(c) the equipment referred to in Chapter IV of Annex I***, relating to livestock vessels, is present and*** ~~remains~~ in good working order;

(ca) pen rails, livestock decks, ramps and equipment that may come into contact with the animals have been cleaned and disinfected;

~~(d) the livestock vessel's ship risk profile rating is standard risk or low risk according to the Paris Memorandum of Understanding on port State control.~~

(da) feed, bedding and water arrangements are in accordance with point 2 of Chapter IV of Annex I;

(db) the space allowance requirements in Chapter VII of Annex I are complied with.

The inspectors shall take photographs or record videos of the non-compliances they find.

~~2. Before animals are loaded onto or unloaded from a livestock vessel, the competent authority shall inspect the vessel to verify that:~~

~~(a) the animals are fit to continue their journey;~~

~~(b) loading/unloading operations are being carried out in compliance with point 2 of Chapter III of Annex I;~~

~~(c) feed and water arrangements are in accordance with point 2 of Chapter IV of Annex I.~~

2a. During the loading of animals onto and the unloading of animals from a livestock vessel, the competent authority shall perform an inspection to verify that:

(a) the animals are fit for transport;

(b) loading and unloading operations are carried out in compliance with points 2 and 3 of Chapter III of Annex I.

2b. The Commission shall, by [the date of entry into application of this Regulation], adopt implementing acts in accordance with Article 49 to lay down uniform rules on:

(a) the composition of the teams of inspectors to perform the inspections referred to in paragraph 1;

(b) the recording of the inspections referred to in paragraphs 1 and 2a in the database referred to in Article 13a(13)(a), including the upload of photographs and videos.

Article 41

Liaison Bodies on protection of animals during transport

1. Liaison bodies on protection of animals during transport, designated in accordance with Article 103(1) of Regulation (EU) 2017/625, shall, in addition to the tasks and responsibilities provided for in Regulation (EU) 2017/625, have the following tasks:

   (a) the provision of mutual assistance to facilitate a smooth application of this Regulation, including ***in case of*** delays in the transport or ***of*** rejections of consignments by third countries of animals transported by road, rail***, sea or air*** ~~or vessel~~;

   (b) the exchange of advice and best practices regarding compliance with this Regulation ***and other Union law related to the protection of animals during transport and related operations***.

2. The Commission shall organise regular meetings of the network of liaison bodies referred to in paragraph 1, for the purpose of facilitating ***the exercise of their tasks and responsibilities and*** a uniform ~~enforcement~~***application*** of this Regulation within the Union.

Article 41a

Minimum requirements for availability of control posts at the exit points at ports

The competent authorities shall ensure that control posts exist at exit points at ports or at a distance of maximum two-hour drive by road from the exit point concerned. Article 3(1) first sub-paragraph of Regulation (EC) No 1255/97 shall apply for the approval of the control posts.

When operations involve transport of animals by road from other Member States or long journeys by road from the place of departure to seaports, the competent authorities shall ensure that control posts approved for the relevant categories of animals, in accordance with Article

3(1), first subparagraph, of Regulation (EC) No 1255/97, are available at exit points at seaports or are within a two-hour journey by road from the exit point concerned.

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CHAPTER IX

~~SANCTIONS~~*MEASURES AND PENALTIES*

Article 42

Measures and ~~sanctions~~*penalties* to ensure compliance

~~Without prejudice to the application of Regulation (EU) 2017/625,~~ Member States shall lay down the rules on measures and ~~sanctions~~***penalties*** against the natural person having committed, or the legal person held liable for, an infringement of this Regulation. In particular, Member States shall systematically:

(a) investigate suspected infringements in order to confirm or eliminate the suspicion;

(b) take appropriate measures, when an infringement is detected, including ~~to bring~~***bringing*** the infringement to an end~~; and~~.

~~(c) apply sanctions in accordance with this Chapter and with Regulation (EU) 2017/625 against the natural person having committed or legal person held liable for the infringement of this Regulation.~~

Article 43

~~Sanctions~~ *Penalties* for infringements of this Regulation

1. ~~Without prejudice to the application of Regulation (EU) 2017/625,~~ Member States shall ensure that a natural person having committed or a legal person held liable for an infringement of this Regulation is subject to ~~administrative sanctions~~***penalties*** in accordance with this Regulation, and national law. ~~Alternatively, Member States may apply criminal sanctions.~~

2. Member States shall ensure that ~~sanctions~~***penalties*** applied in accordance with this Regulation and the relevant provisions of national law are proportionate to the seriousness of infringements and adequate in severity to effectively punish and deter further infringements.

3. When determining ~~sanctions,~~***penalties*** including when fixing the amount of financial penalties in accordance with paragraph 5, Member States shall take into account the nature, gravity and extent of the infringement, including ~~the harm to the welfare of the animals concerned, their number, type, age or vulnerability, the~~***its*** duration ~~of the infringement~~, its repetition, and ~~the accumulation of simultaneous infringements and if~~***whether*** the infringement ~~was committed deliberately or by negligence~~***is serious within the meaning of Article 44***.

4. The following shall be considered aggravating circumstances:

   (a) ***the*** infringements ***are*** perpetrated ~~though~~***through*** fraudulent or deceptive practices, or using ~~documents/certificates~~***documents or certificates*** that are falsified or known to be invalid***, or***;

   (b) ***the infringements are committed*** deliberately ~~making false or misleading declarations in journey logs~~.

5. In the case of a serious infringement ***referred to in Article 44***, Member States shall ensure that the serious infringement is punishable by ~~administrative~~***a*** financial penalty of which the minimum shall be ~~at least the value~~***the amount*** of the ~~consignment. In the case of a repeated~~***financial gain of the person who committed or is liable for the serious infringement. In case the person commits or is liable for a subsequent*** serious infringement within a three-year period, Member States shall ensure that the serious infringement is punishable by ~~administrative~~ financial penalties, of which the minimum shall be ~~at least~~ twice the ~~value~~***amount*** of the ~~consignment~~***financial gain of the person who committed or is liable for the serious infringement***. ***Alternatively, Member States may apply non-financial criminal penalties.***

~~Member States may take into account the economic situation of the natural person having committed or legal person held liable for the infringement to ensure the deterrence of sanctions. For that purpose, Member States may, in accordance with national law, apply a system whereby a financial penalty is imposed which is calculated as a percentage of the turnover of the operator being held liable for the infringement.~~

5a. The Commission shall, by [the date of application of this Regulation], adopt implementing acts in accordance with Article 49, to establish the methodology for defining the financial gain referred to in paragraph 5.

Article 44

Serious infringements

The following infringements shall be considered serious when committed deliberately or negligently:

(a) ***[more than 20%] of the terrestrial*** animals ~~with severe open wounds, prolapses and broken limbs are~~ transported ***in a means of transport or container are not fit for transport as laid down in Chapter I of Annex I***;

(aa) [more than 25%] of the aquatic animals transported in a means of transport or container for aquatic animals are not fit for transport as laid down in Chapter I of Annex II;

~~(b) animals are transported before the minimum age for transport;~~

(c) ~~the vertical height provided to~~***for terrestrial*** animals transported***, the ceiling height of a means of transport or container*** is less than 80% of the ~~requirements for vertical~~***ceiling*** height set out in point 6 of Chapter III of Annex I;

(d) the space allowance for ***terrestrial*** animals transported ***in a means of transport or container*** is less than 80% of the requirements for space allowances set out in Chapter VII of-Annex I;

(e) ***in case of terrestrial animals,*** the journey time ***by land*** exceeds ~~the maximum journey time~~***that set out in Articles 26a to 30*** by 30%, excluding rest periods;

(f) ***in case of*** aquatic animals ~~are~~ transported ~~without monitoring of~~***in water, the*** water parameters ***are outside the limits set for meeting their specific needs*** in accordance with ***point 3.2 of Chapter III of*** Annex II***, and corrective measures have not been taken when required***;

(g) ~~animals are transported for long journeys without an organiser authorisation,~~***the transport is carried out by*** a transporter ***without an*** authorisation ***or***, ***where applicable, by an***

organiser without an authorisation or, with a means of transport, a container for aquatic animals or a container for large animals without a certificate of approval ~~for a means of transport~~, or ***by an attendant or animal welfare officer without*** a certificate of competence ~~of driver or attendant~~;

(h) ***in case a journey log is required in accordance with Article 15(1),*** animals are transported ~~for long journeys~~ without an approval by the competent authority of the journey log;

~~(i) animals are transported with a destination in a third country without a valid certificate for transport of animals to third countries in accordance with Article 33.~~

(ia) terrestrial animals are not provided with feed, water or hydration within the maximum intervals referred to in Chapter V of Annex I, and those intervals are exceeded by [more than 30%];

(ib) terrestrial animals are not rested in accordance with Articles 26a(2)(b) and 30(2c), and the applicable maximum journey times before rest is required are exceeded by [more than 30%];

(ic) in case of terrestrial animals, the number of assembly centres used exceeds that set out in Articles 26a, 27a, 28 and 29.

~~*Article 45*~~

~~**Other sanctions**~~

~~1. The sanctions provided for in this Chapter are without prejudice to other sanctions that may be taken by competent authorities in the event of an established infringement, in particular:~~

~~(a) the immobilisation of the vehicle or livestock vessel involved in the infringement;~~

~~(b) the confiscation of the vehicle or livestock vessel or the animals transported;~~

~~(c) the suspension or withdrawal of the organiser or transporter authorisation;~~

~~(d) the suspension or cessation of all or part of the economic activities of the operator related to the transport of animals.~~

~~2. Member States shall determine the duration of the sanctions referred to in paragraph 1.~~

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CHAPTER X
PROCEDURAL PROVISIONS

Article 46

Report on the state of animal welfare in transport

1. Based on the data recorded in TRACES ~~in accordance with Article 26~~ and any other relevant data, the Commission shall publish by [5 years after the date of entry into force of this Regulation] and thereafter every 5 years, a monitoring report on the state of animal welfare with regard to transport ~~in~~***within*** the Union***, as well as transport between the Union and Third Countries***.

2. For the purpose of the reporting referred to in paragraph 1,~~-~~Member States shall provide the Commission with the ~~information~~ ***relevant data*** necessary for the preparation of this report***, other than those recorded in TRACES, unless such data are already provided under other reporting obligations***.

Article 47

Amendment of Annexes

1. The Commission is empowered to adopt delegated acts in accordance with Article 48 to ~~update~~***amend*** the technical rules contained in Annex I, ~~Chapters I, II, V and VII,~~***Annex II*** and Annex ~~II~~***Va*** in order to take into account technical progress and scientific developments when available, including scientific opinions of ~~the~~ EFSA, ***the scientific and technical studies and recommendations developed by the European Union reference centres for animal welfare, and*** ~~and of~~ social, economic and environmental impacts, with regards to:

   (a) the design and maintenance of means of transport ***and containers***;

   (b) the handling equipment ***and handling practices***;

   (c) the ***species-specific*** water requirements ***for aquatic animals***, including ~~maximum levels~~***limits*** for water parameters, and water monitoring requirements;

~~(d) feeding requirements;~~

~~(e) fitness for transport;~~

(f) loading and unloading practices;

~~(g) handling during and after transport activities;~~

(h) conditions on board ~~roll-on roll-off~~***container*** vessels and transport by air;

(i) transport practices;

~~(j) space allowance and stocking density requirements.~~

(ja) the contingency plan;

(jb) species-specific fasting requirements prior to transport for terrestrial or aquatic animals;

(jc) positioning of and technical requirements for temperature and humidity sensors;

(jd) air circulation in means of transport and containers;

(je) requirements concerning the strength of pen rails and decks in livestock vessels, differentiated by species and category of terrestrial animals.

2. The Commission is empowered to adopt ~~implementing~~***delegated*** acts in accordance with Article ~~49 to update~~***48 to amend*** the templates ~~for journey logs in Annex III and the model of attestation in Annex IV.~~***in Annexes III, IV and V.***

Article 48

Exercise of delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts shall be conferred on the Commission for a period of 5 years from the date of entry into force of this Regulation. The delegation of power shall be

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tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than 3 months before the end of each period.

3. The delegation of power referred to in paragraph 2 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.

5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.

6. A delegated act adopted pursuant to paragraph 2 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Article 49

Committee procedure

1. The Commission shall be assisted by the Standing Committee on Plants, Animals, Food and Feed established by Article 58(1) of Regulation (EC) No 178/2002. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.

2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 ***shall apply***.

3. Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and of Article 5(4), third subparagraph of Regulation (EU) No 182/2011 shall apply.

Article 50

Implementing powers concerning documents

The Commission may, by means of implementing acts in-accordance with Article 49, lay down rules for the uniform application of Articles 6, 9, ~~12, 13~~ ***12a, 13a, 15, 32, 35*** and 38 concerning rules for the issuance of electronic authorisations, certificates and journey logs and for the use of electronic signature.

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CHAPTER XI
OTHER PROVISIONS

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Article 51

Data protection in the context of authorisations, journey logs, ~~real-time tracking~~ positioning systems and certificates

1. For the authorisations referred to in Chapter II, the ***certificates referred to in Chapter III, the transport documentation referred to in Article 14a(3), the*** journey logs referred to in ~~Chapter IV~~***Article 15*** and the certificates referred to in Chapter VIII, the Commission and Member States shall be joint controllers in the meaning of Article 28 of Regulation (EU) 2018/1725 and Article 26 of Regulation (EU) 2016/679, pursuant to Article 11 of Implementing Regulation (EU) 2019/1715.

2. For the purposes of the~~ real-time tracking~~ positioning systems referred to in Article 24, the Commission shall be the controller in the meaning of Article 3(8) of Regulation (EU) 2018/1725.

3. The data recorded in the information system referred to in Article 24(3) shall only be accessible to the Commission, for the purpose of retrieving the information referred to Article 24(5) in TRACES.

4. In addition to the categories of ***personal*** data processed pursuant to Article 10 of Implementing Regulation (EU) 2019/1715, the ***personal data processed in relation to the***~~data gathered by means of the real-time~~ positioning system referred to in Article 24 and the ***personal*** data in the journey log ~~related to the name and telephone number of the driver~~ shall ~~also~~ be processed for the only purpose of performing official controls and other official activities as defined in Article 2 of Regulation (EU) 2017/625. ***The personal data shall be retained in TRACES for a period of 3 years.***

~~5. The recording of positioning data on short period intervals shall be retained in the information system referred to in Article 24(3) for a period of 6 years.~~

6. The personal data related to the authorisations referred to in Chapter II***, certificates referred to in Chapter III*** and the certificates referred to in Chapter VIII shall be retained

by TRACES throughout the validity of those authorisations and certificates and for a period of ~~6~~*3* years after their expiry or withdrawal.

Article 52

Stricter national ~~measures~~*rules*

This Regulation shall not prevent Member States from ***maintaining or*** adopting stricter national ~~measures~~***rules*** aimed at ~~improving the~~***providing a higher level of*** protection ~~of~~***for*** animals during transport ***or related operations that take***~~that takes~~ place entirely within the territory of a Member State, or during transport ~~that takes place exclusively between a place of departure in the territory of a Member State~~ and ***related operations to*** a place of destination in a third country ***that begin in the territory of that Member State***, provided ***that*** those ~~measures~~***rules are not inconsistent with this Regulation and*** do not interfere with the proper functioning of the internal market.

Member States shall inform the Commission about such ***existing national rules by [the date of application of this Regulation] and shall inform the Commission about such new*** national rules before their adoption***, unless Member States have notified the draft national rules in accordance with Directive (EU) 2015/1535***. The Commission shall bring them to the attention of the other Member States.

Article 53

Mobile application

1. By [5 years from the date of entry into force of this Regulation], the Commission shall develop and make available to operators and competent authorities a mobile application allowing the performance of administrative tasks in relation to the transport of animals. The application shall have at least the following functionalities connected to TRACES:

   (a) creation and update of sections of a journey log ***or transport documentation*** by registered TRACES users;

   (b) submission of a journey log for approval;

   (c) calculation of required space allowance ***and ceiling height***;

   (d) ~~tools to check~~ ***support for the assessment*** of fitness for transport;

(e) tools to check the weather forecast~~.~~***;***

(ea) support for the assessment of the indicators referred to in Article 26(1) and (2);

(eb) tools to calculate the journey time by road for each journey;

(ec) the capability to act as a positioning system connected to the information system referred to in Article 24(3).

2. By [~~5~~***4*** years after the date of entry into force of this Regulation] the Commission shall, by means of implementing acts in accordance with Article 49, lay down detailed specifications for the development of the application referred to in paragraph 1.

Article 54

Reporting and evaluation

1. By [10 years after the date of entry into force of this Regulation], the Commission shall carry out an evaluation of this Regulation and present a report on the main findings to the European Parliament, the Council, the European Economic and Social Committee, and the Committee of the Regions.

2. For the purpose of the reporting referred to in paragraph 1, Member States shall provide the Commission with the ~~information~~***data*** necessary for the preparation of this report***, unless such data are already provided under other reporting obligations***.

Article 55

Derogation

By way of derogation to this Regulation, Member States may continue to apply the current national provisions concerning transport of animals within their outermost regions, originating from or arriving at those regions. They shall inform the Commission thereof.

Article 55a

Use of databases for management of authorisations, certificates and journey logs

1. Authorisations and approvals of organisers, transporters, means of transport, containers for aquatic animals and containers for large animals shall be applied for, amended,

renewed, granted, rejected, suspended, partially suspended, and withdrawn in TRACES. Lifting of suspension or of partial suspension shall be recorded in TRACES. Certificates of competence referred to in Article 38 shall be granted, renewed, and withdrawn in TRACES.

However, a Member State may use a national database for the procedures referred to in paragraph 1 provided that this database is interoperable with TRACES. In this case, the national database shall contain at least the information referred to in the templates set out in Annex V. The Member State concerned shall ensure the instant automatic transmission from its national database to TRACES of the following information:

(a) the identification of the organiser, transporter, the means of transport or container for large animals or container for aquatic animals, as applicable, the submission of the application and the status of the application, including authorisation, approval, rejection, suspension, partial suspension, lifting of suspension and withdrawal;

(b) the certificates of competence granted, renewed or withdrawn.

In addition, the national databases shall automatically retrieve from TRACES information that is relevant for the processing of applications.

2. The Commission shall, [by one year before the date of application of this Regulation,] adopt implementing acts to lay down the technical parameters necessary for the interoperability of the national databases and TRACES as referred to in paragraph 1.

3. Journey logs shall be completed, submitted, signed and approved in TRACES. However, in the case of a journey log for transport by livestock vessels, where all journeys to the port of loading start in the same Member State, that Member State may use a national database for the completion, submission, signature and approval of the integrated journey log, provided that this database is interoperable with TRACES. In this case, the national database shall contain at least the information set out in template 1 of Annex III.

4. The Commission shall ensure that journey logs are retained in TRACES for a period of 6 years, with the exception of personal data to which Article 51 applies.

CHAPTER XII
TRANSITIONAL AND FINAL PROVISIONS

PUBLIC

Article 56

Repeals

1. Council Regulation (EC) No 1/2005 is repealed.

2. References to the repealed Regulation shall be construed as references to this Regulation and read in accordance with the correlation table in Annex VI.

2a. Commission Implementing Regulation (EU) 2023/372 is repealed.

Article 56a

Amendment to Regulation 2017/625 on Official Controls

Article 21(2)(b) of Regulation 2017/625 is deleted.

Article 57

Amendments to Council Regulation (EC) No 1255/97

– Council Regulation (EC) No 1255/97 is amended as follows:

~~In~~ Article ~~3~~***3(1)***, ***first subparagraph, is replaced by*** the following ~~point is added~~:

‘~~(e)~~***1.*** ~~be equipped for~~ The ***competent authority shall approve and issue an approval number to each control post. Such approval may be limited to a particular*** species ~~and~~***or to certain*** categories of animals ~~they accommodate;~~***and health status. The approval shall establish the maximum number of animals, per species and category, that may be accommodated in the control post. Member States shall notify the Commission of the list of approved control posts and any updates.***

~~(f) be of a size sufficient to accommodate at least a truck load of animals while respecting the space allowances laid down in Council Directives 2008/119/EC[1] and 2008/120/EC[2].~~

~~1 Council Directive 2008/119/EC of 18 December 2008 laying down minimum standards for the protection of calves, OJ L 10, 15.1.2009, p. 7.~~

~~2 Council Directive 2008/120/EC of 18 December 2008 laying down minimum standards for the protection of pigs, OJ L 47, 18.2.2009, p. 5.'~~

In Article 5, the following point is added:

'(j) to keep a booking system ~~in TRACES allowing~~***enabling*** organisers to ~~see and book slots~~***book*** available ***pens and time slots***.'

In Section B of the Annex, point 2(c) is replaced by the following:

'(c) have, in relation to the species and categories concerned, suitable facilities for holding, inspecting, examining where necessary, feeding and watering the animals and storing feedingstuffs, including suitable milking equipment for dairy cows, where applicable;'

Article 58

Transitional ~~provision~~*provisions*

Point (2)(e) of Chapter I of Annex I, Chapter V of Annex I, point 3.1. of Chapter VI of Annex I and Chapter VII of Annex I to Council Regulation (EC) No 1/2005 shall continue to apply until the date of application of point 1 (h) of Chapter I of Annex I, Articles ~~27~~***26a*** to 30 and Chapter VII of Annex I to this Regulation.

Article 3(e), Article 6, paragraphs 4 and 5, Article 9(2)(a), Article 17, Chapter III of Annex III, and Annex IV of Council Regulation (EC) No 1/2005 shall continue to apply until the date of application of Article 36a, paragraphs 1 to 4, 6 and 7, Article 36b, paragraphs 1 to 3a, 5 and 6, Article 37 and Article 38.

A certificate of competence issued in accordance with Article 17(2) of Regulation (EC) No 1/2005 shall remain valid until 3 years after the date of entry into application of Article 36b. A holder of such a certificate of competence shall initiate the procedure to obtain a certificate of competence in accordance with Article 36b no later than two years after the entry into application of that Article.

Point 1 of Section 1 of Chapter IV of Annex I to Regulation (EC) No 1/2005 shall continue to apply until the date of application of point 1.1 of Chapter IV of Annex I.

Commission Implementing Regulation (EU) 2023/372 shall continue to apply until the adoption of the implementing acts referred to in Article 13a(13).

Article 59

Entry into force and application

1. This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

2. It shall apply as from ***[***2 years from the date of entry into force of this Regulation***]***, unless otherwise provided for in paragraphs 3***, 4 and 5*** ~~and 4~~.

3. Article ~~13(2)~~***13a(1)***, point ~~(d)~~***(b)***, Article ~~44(5),~~***43(5) and*** Article 44, ~~point 10 of Chapter I of Annex I, point 2.5. of Chapter II of Annex I and point 3.3 of Chapter V of Annex I~~ shall apply from ***[***3 years from the date of entry into force of this Regulation***]***.

4. ***Article 20a, paragraphs 1 to 5 of*** Article 24***, Articles 26a to 30, Articles 32 to 36,*** paragraphs 1 to 4, ***6 and 7 of Article 36a, paragraphs 1 to 3a, 5 and 6 of Article 36b, Article 37, Article 38,*** Article 51, ~~Articles 27 to 30, Chapter VII~~***Article 55a***, point 1(h) of Chapter I of Annex I, ***point 6.1a of Chapter VI of Annex I*** and Chapter VII of Annex I shall apply from ***[***5 years from the date of entry into force of this Regulation***]***.

Article 13(1a), point (bb), and points 1.1 and 3.1 of Chapter IV of Annex I shall apply from [10 years from the date of entry into force of this Regulation].

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the European Parliament
The President

For the Council
The President

PUBLIC