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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 - *Consolidated Articles*

To conclude the discussions at the Working Party on Animals and Veterinary Questions (Animal Welfare) on 4-5 December 2025 and to leave a trace of their outcome for further next steps, the Presidency has prepared the attached revised package of the consolidated Articles.

The new changes concern Articles 3 and 28 and are highlighted in blue.

To distinguish the new changes from those presented in the previous document (14761/1/25 REV 1), the earlier blue highlighting has been removed. Apart from that, all marking of changes to the Commission proposal which have not been revised in this document remains unchanged, namely:

- new insertions: **bold and underline**
- new deletions: ~~strikethrough~~
- insertions already discussed: **bold without underlining**
- deletions already discussed: […].
- editorial changes and alignments with earlier changes are highlighted in grey.

ANNEX

CHAPTER I
SUBJECT MATTER, SCOPE, DEFINITIONS AND GENERAL PROVISIONS

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Changes included:

- From various documents: new and amended definitions (references to the source documents are marked in the text)
- From 11902/1/25 REV 1: New Article 4a
- Amendments proposed by the DK Presidency on the basis of the WP of 4-5 December 2025 highlighted in blue.

Article 1

Subject matter

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

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 of their own animals using their own means of transport for the purpose of seasonal transhumance;

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

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

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;

(c) the transport of protected species, under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)[1];

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

(e) the transport of ornamental fish;

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

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1 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.

2 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. Articles 4(2)(b), 20, **25(1),** 26, **27(1) to (5), 31(1) to (3),**[3] 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].

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'[5] means~~: (a)~~ the place where an animal **hatched, or was born or where it** has been accommodated for at least ~~**a week**~~ **4 days** prior to departure **or, in the case of breeding animals of the equine species, or of dogs and cats, at least 48 hours 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;~~ *From 9298/25 11902/1/25 REV1*

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 breeding animals of the equine species, or of dogs and cats, at least 48 hours prior to the time of any subsequent departure,**; *From 9298/25*

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3 *See footnote 20 in 14743/2/24 REV 2, all provisions concerning animals for scientific purposes to be regrouped in Article 2(4).*

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.

5 *To be reworded in line with Article 14(3)*

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4. ‘journey’ means the movement of animals ~~effected by 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 the last animal at the place of destination,~~ **between a place of departure and a place of destination, a place of departure and an assembly centre, an assembly centre and a place of destination or two assembly centres, that is completed with the use of one or more means of transport, starting with the loading onto the first means of transport and ending with the unloading from the last means of transport,** and the related operations including rest periods and transfer from one means of transport to another; *From 9298/25*

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. *Fron 14743/2/24 REV 2;*

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. *Fron 14743/2/24 REV 2*

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

7. ‘organiser’ means:

(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.

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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;

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;

10a. ‘type 1 transporter authorisation’ means an authorisation for a transporter to transport animals by road within the Union for short journeys;

10b. ‘type 2 transporter authorisation’ means an authorisation for a transporter to transport animals:

1. for long journeys within the Union or to third countries by any means of transport, or

2. for short journeys within the Union by rail vehicle, livestock vessel, roll-on-roll-off vessel, (container vessel?) or aircraft, or

3. for short journeys to third countries by any means of transport;

From 6626/1/25 REV 1

11. ‘transporter’ means an operator whose economic activity […] **includes** transporting animals on its own behalf, or on behalf of a third party ~~**[excluding operators of roll-on roll-off vessels];**~~ *From 6626/1/25 REV 1*

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

13. ‘attendant’ means a person directly in charge of the welfare of the transported animals who accompanies them during a journey ~~on~~ **by** road or rail transport;

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

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15. ‘Animal welfare officer’ means a person directly in charge of the welfare of transported animals by livestock vessel for the duration of the journey **on a livestock vessel** ~~at sea~~[6];

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 **dogs, cats, poultry** ~~domestic birds~~ or **farmed lagomorphs** ~~rabbits~~; *From 10918/1/25 REV 1*

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

18. ‘container vessel’ means a vessel carrying terrestrial animals, other than **dogs, cats, poultry** ~~domestic birds~~ or **farmed lagomorphs** ~~rabbits~~ in moveable containers;

19. ‘terrestrial animals’ means ~~kept equidae, and animals of the~~ **domestic animals of the equine,** bovine, porcine, ovine, caprine species, **kept** cervids **and camelids**, ~~rabbits and domestic birds, including~~ **dogs, cats, farmed lagomorphs and** poultry; *from 9298/25*

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 **domestic animals of the equine, bovine, porcine, ovine and caprine species and kept cervids and camelids**, ~~terrestrial animals other than **dogs, cats, poultry and farmed lagomorphs** domestic birds and rabbits~~ on means of transport by road, rail or **on** container vessels; *From 10918/1/25 REV 1*

21a. A definition of ’container for aquatic animals’ to be added. *From 10918/1/25 REV 1*

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

23. ‘assembly centre’ means an establishment**,** ~~for assembly operations~~ **including markets and venues for auctions,** registered in accordance with Article ~~97(1)~~ **93** of Regulation (EU) 2016/429 **or approved in accordance with Article 97(1) of Regulation (EU) 2016/429** where**:**

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[6] *Consequence of change in Article 21(3)(c)*

(a) **terrestrial** animals ~~of the bovine, ovine, caprine, equine or porcine species~~ 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. *From 9298/25*

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~~ **of a journey that the** animals ~~are moved by means of transport, including~~ **spend on a vehicle excluding:**

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

(b) the time during which the vehicle is on a roll-on roll-off vessel. *From 9298/25;*

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; *From 9298/25*

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; *From 14743/2/24 REV 2*

26c. 'unweaned' means a characteristic of a mammal whose dietary and physiological needs consist fully or partially of milk or appropriate milk replacements; *From 9298/25*

26d. 'weaned' means a characteristic of a mammal which is not unweaned; *From 9298/25*

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.

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29. ‘positioning systems’ means systems of infrastructures providing global, continuous, accurate and guaranteed timing and positioning services needed for the purpose of this Regulation;

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**; *From 9298/25;*

30a. ‘day-old chicks’ means poultry less than 72 hours old *From 9298/25*

30b. ‘break period’ means a period in the course of a journey by land during which animals are rested on board of a stationary vehicle. *From 9298/25*

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 body’ means a legal entity accredited in accordance with 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 **animal of the** equine **species** ~~animal~~[2] means an ~~equine~~ animal **of the equine species**[7] that cannot be tied or led by a halter without causing avoidable excitement, pain or suffering.

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7 *Consequential to the use of term “animal of the equine species” in Chapter VI.*

[34. 'End of career animals' means the following animals which are transported for slaughtering:

a) dairy cows that had more than three calves and have been used for the production of milk;

b) sows that have been used for the production of piglets for more than three cycles; or

c) layer or breeder hens that have been used for the production of eggs for more than 30 weeks.][8]

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 suffering to them ~~it~~.

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 the most common animal welfare hazards, including suffering from hunger, thirst, fatigue, injuries or thermal discomfort are minimised;

(b) the animals are fit for the entire journey;

(c) the means of transport are designed, constructed, maintained and operated 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 injury and unnecessary suffering and to ensure the safety of the animals;

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[8] **This definition is updated in accordance with the Presidency's proposal as presented at the WP meeting 4-5 December 2025 and kept as a placeholder for possible future discussions on vulnerable animals.**

(e) any natural person responsible for 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 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 height of the means of transport and the unloading and loading facilities are adapted to the species, size, category of the animals concerned and to the planned journey;

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

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

Article 4a

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. In case the transport includes a leg of the journey by livestock vessel, there shall be a single organiser who shall be responsible for planning and coordinating the legs of the journey by road or rail and the leg of the journey by sea.

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CHAPTER II

ORGANISER AND TRANSPORTER AUTHORISATIONS

PUBLIC

Changes included:

From 6626/1/25 REV 1 replacement of the whole Chapter.

From 10918/25 + REV 1: copy 12a(9) in Articles 6 and 9

Changes to be included:

Reword Article 8 to include a list of personnel which require qualifications, or include qualifications of animal welfare officers in some other way.

Article 5

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

1. **The o**rganiser~~s~~ […] **shall** make arrangements for the transport of **terrestrial or aquatic** animals for **any** long journey~~s~~, **and for short journeys to 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 the competent authority […][9] using the form in Section 1**a**[10] of Annex V. ~~The application shall specify~~ **~~the species and categories of animals transported, the type of transport, and~~** ~~whether the organiser intends to organise the transport of animals to third countries or not.~~ […] **The o**rganisers~~s~~ 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 evidence that the following conditions are met:

(a) the organiser is established […] in the Member State […] **in which they apply for the authorisation**; **or the organiser 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) the organiser has the capacity to comply with Article 14.

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9 *See new Article **55a (ex XZ)** in Chapter XI.*

10 **A new template for the application by the organiser will be created under a new Section 1a of Annex V to allow the organiser to submit the evidence required in Article 5(4).**

Article 6

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

1. The competent authority shall grant the authorisation referred to in Article 5 […] using the form in Section 1 of Annex V[11], provided that the conditions set out in **paragraphs (2), (3a) and (4)** of Article 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 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) 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 ~~referred to in paragraphs (2), (3a) and (4) of Article 5~~ provided in the application no later than ┤10├ working days from the date the change took place.

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11 *See the new point 2a 'representative of the organiser, where relevant' included in the form set out in Annex V, section 1.*

3. […] **Three** month**s** before the expiry of the authorisation, the organiser may apply for a renewal […]. An application for renewal shall include**:**

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

(b) the certificate provided for in Article 33 when relevant; ~~and~~

(c) **the** documented analysis of monitoring of indicators for the period of validity of the previous […] **authorisation** and where appropriate, **the** documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in Article 26(3).

(d) **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.**

4. The competent authority shall grant […]-**the** renewal […] **provided that the conditions set out in ~~the first and second sub-~~paragraphs 3 ~~of this paragraph~~ are met. In case of rejection, the competent authority shall** record […] **the reasons for the** rejection **without delay […]**.

45. […] **The** competent authority **that granted the authorisation** shall […] **suspend it** without delay **~~if~~:**

(a) [12]**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 ~~which may be the evidence provided by a competent authority of another Member State~~; or**

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12 *To ensure consistency with Article 12a(7).*

(b) in the case of Article 33(6); or

(c) if the organiser 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 a third country.[13]

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.**

~~56.~~ […] **I**f 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 a third country**.

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

~~67.~~ 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[14].

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13 *In Annex V, section 1, point 5.1., a possibility of a partial suspension of the authorisation is added.*

14 *Adapted from Article 12a(9)*

Article 7

*Application for **type 1**[15] transporter authorisation ~~for short journeys within the Union~~*

1. **The** transporters~~[16]~~ […] **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 ~~for the species and categories concerned~~; or

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

2. The transporter **referred to in paragraph 1** shall submit an application for a~~n~~ **type 1 transporter** authorisation ~~to transport animals on short journeys~~ to the competent authority […] using the form in Section 2**a**[17] of Annex V[18]**~~, specifying the species and categories of animals transported and the type of transport covered~~**. **The transporter shall 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 contain **the** ~~the~~ evidence that the following conditions are met:

   (a) the transporter is established […] in the Member State **in which they apply for the authorisation […]**;

   (b) the transporter has sufficient and appropriate staff**,** ~~and~~ equipment and **road vehicles [including containers for large animals, where applicable]** ~~has~~ […] ~~operating procedures in place to enable its staff to comply with this Regulation~~;

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15 *See new definitions of type 1 and type 2 transporter authorisations in Article 3.*

16 ***See the amended definition of 'transporter' in Article 3.***

17 **A new template for the application for a type 1 transporter authorisation will be created under a new Section 2a of Annex V to allow the transporter to submit the evidence required in Article 7(2a).**

18 *In Annex V, section 2 is amended to clarify that 'type 1' is only valid for short journeys by road within the Union. In the title of that section, reference to Article 8 is removed.*

(c) the ~~drivers and~~[19] attendants ~~and animal welfare officers~~ employed by or providing services to the transporter have […] certificates of competence as provided for in Article 38;

(d) […]

(e) the transporter has a contingency plan in line with Annex Va.[20]

Article 8

*Application for **type 2** transporter authorisation ~~for **any** long journeys, **, and for short journeys to third countries***~~*

1. **The** transporters ~~[…]~~ **shall** transport animals for **any** long **journey, short journeys within the Union by ~~road or~~ rail vehicle, container vessel, livestock vessel, roll-on-roll-off vessel or aircraft or any short** journeys **to third countries ~~only~~** if they hold ~~an~~ **a type 2 transporter** authorisation granted in accordance with Article 9. ~~Such **an** authorisations shall also be valid for short journeys **within the Union referred to in Article 7~~**.

2. The transporter shall submit an application for ~~an~~ **a type 2 transporter** authorisation ~~to transport animals for long journeys~~ to the competent authority […] using the form in Section 3**a**[21] of Annex V~~, **specifying the species and categories of animals transported and the type of transport covered**~~. Transporters shall apply for an authorisation to no more than one competent authority, in no more than one Member State.

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19 *Consequential change from Article 36b - no certificate of competence for drivers*

20 *See the new paragraph 3 in Article 18*.

21 **A new template for the application for a type 2 transporter authorisation will be created under a new Section 3a of Annex V to allow the transporter to submit the evidence required in Article 8(3).**

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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.**[22]

3. The application provided for in paragraph 2 shall contain evidence that the following conditions are met:

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

(b) the transporter holds the following documents:

i. valid certificates of approval as provided for in Articles 12**a** or 13**a** 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~~,~~ […];~~23~~

iii. a contingency plan ~~in the event of emergencies during the intended transport~~ **in line with Annex Va.**

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22 *See Annex V, section 3, distinction between authorisations of transport within the EU and to third countries.*

~~23~~ *See the contingency plan in Annex Va.*

4. […] [24]

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~~ **referred to in** Article 7(1) and Article 8(1) […] using the forms in Sections 2 and 3 of Annex V respectively, provided **that** the conditions set out in Article 7(2), **7(2a)~~, 7(2b)~~** and Article 8(2), **8 (2a) and 8(3)** 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 third countries or not**.

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 ~~referred to in paragraphs 2 and 2a and 2b of Article 7(2) and paragraphs 2, 2a and 3 of Article 8(2) respectively~~ no later than [10] working days from the date the change took place.

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[24] *An empowerment concerning amendments to the contingency plan has been included in Article 47.*

3. ~~One~~ **Three** month**s** before the expiry of the authorisation ~~for short or long journeys~~, the transporter may apply for the renewal of the authorisation […]. An application for renewal shall […] **include:**

(a) an evidence that the conditions set out in paragraphs 2 and 2a ~~and 2b~~ 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**~~appropriate~~, **the** documented evidence of measures put in place if values quantifying the indicators exceed the thresholds provided for in Article 26(~~3~~**5**) **or, in the absence of such thresholds, if the indicators indicate important negative animal welfare consequences;**

~~(c) in the case of an application for renewal of an authorisation for long journeys, documented analysis of temperature values outside the ranges provided for in Article 31(0) and, where applicable, documented evidence of measures put in place to address such occurences;~~

(c)~~(d)~~ 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 […] **the** renewal […] **provided that the conditions set out in paragraph 3 are met**. **I**n case of rejection, the **competent authority shall record** the reasons for the rejection **without delay**.

~~5. […]~~

PUBLIC

6. ~~If~~ **The competent authority that granted the authorisation shall suspend[25] it without delay if:**

(a) there is evidence, including evidence provided by a competent authority of another Member State,[26] that the transporter no longer meets the conditions provided for in […]-**paragraphs 2 and 2a ~~and 2b~~ of Article 7 and paragraphs 2, 2a and 3 of Article 8 respectively~~, which may be the evidence provided by the competent authority of another Member State~~; 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 a third country.

The competent authority shall **record […]** the suspension […]-**and 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 […] **authorisation** is based.

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

7. If the transporter has not corrected the deficiencies within […]-**three** month**s** 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 a third country**. **The competent authority shall record the withdrawal and the reasons for it without delay.**

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25 *In Annex V, section 2, point 5.1., a possibility of a partial suspension of the authorisation is added.*

26 *To ensure consistency with Article 12a(7).*

8. **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**[27].

Article 9a

Circumvention clause

Member States shall take appropriate measures to avoid that the conditions for granting authorisation are circumvented and 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.[28]

[…] [29]

[27] *Adapted from 12a(9)*

[28] *See new recital 20a.*

[29] *All requirements concerning training are regrouped in Chapter VIII.*

CHAPTER III

MEANS OF TRANSPORT AND CONTAINERS

Chages included: from 10918/1/25 REV 1: replacement of the whole Chapter.

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[30] or the container for large animals[31]** has been inspected and approved in accordance with Article**s** 12 **and 12a**.

1a. No person shall transport poultry, other than day-old chicks, and weaned farmed lagomorphs in containers unless the containers comply with the requirements laid down in points 1.1, 1.2, 1.6 and 4 of Chapter II ~~of Annex I~~ and, in case of journey time by land of more than 12 hours, points ~~2, 3~~3a and 5.1a, 5.1b, 5.2 and 5.3 of Chapter VI[32] of Annex I.

2. No person shall transport **terrestrial** animals by livestock vessel[33] for more than ~~10~~ ~~13~~ **20** nautical miles from a Union port unless the livestock vessel has been inspected and approved in accordance with Article**s** 13 **and 13a**.

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30 **A definition of 'container for aquatic animals' to be added in Article 3.**

31 **The definition of container for large animals is modified as follows:**
21. '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**, ~~terrestrial animals other than **dogs, cats, poultry and farmed lagomorphs** domestic birds and rabbits~~ on means of transport by road, rail or **on** container vessels;

32 **Proposed amendments to Chapters II and VI of Annex I of the Regulation are presented in Annex II of this document.**

33 **The definition of 'livestock vessel' will be amended to refer to terrestrial animals other than dogs, cats, poultry and farmed lagomorphs**

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 hasve been inspected and approved in accordance with Articles 12 and 12a.

~~3. […].~~

4. […][34]

5. […][35]

Article 12

***Application for c**ertificate 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 paragraph 1 of Article 11,** ~~The transporter~~ the **owner of the means of transport, of the container for aquatic animals or of the container for large animals** 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**a**[36] 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. […]~~

~~3. […]~~

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34 *A Presidency draft text concerning air transport will be circulated at a later point.*

35 *The requirements of point 3 of Chapter II of Annex I have been transferred to Article 19a. Paragraph 1 of that Article is amended so that it only applies to the transport of terrestrial animals.*
For the transport of aquatic animals by ro-ro vessels, there is no need for requirements for the ro-ro vessel itself. Point I of Annex II will be amended so it only applies for road vehicles.

36 **Section 5 of Annex V is the template for granting the certificate of approval, a separate template needs to be created for requesting the approval.**

~~4. [...]~~

~~5. [...]~~

~~6. [...].~~

PUBLIC

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:

(i) in case of transport of terrestrial animals, the requirements of points 1.1, 1.2, 1.4, 2.1, 2.2, 2.5, 4.1 and 4.3 of Chapter II of Annex I and Chapter VI of Annex I, except for points 2 and 3.1 thereof;

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

(iii) in ~~the~~ case of transport of aquatic animals, the requirements of point 1 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 the form in Section 5 of Annex V[37], 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 ~~of this Article~~ are met. In case of rejection, the competent authority shall record the reasons for the rejection without undue delay.

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[37] *The template will be updated.*

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 ~~10~~ 5 years from the date of issue, independently of any amendment of the scope of the approval.

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 competent authority shall decide within 5 working days whether a new inspection of the means of transport or the container is needed and inform the owner of that decision. Any new inspection shall be carried out within [10] working days of sending that information.~~

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.

PUBLIC

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 ~~of this Article~~ are met. In case of rejection, the competent authority shall record the reasons for the rejection without delay.

7. **The competent authority that granted the certificate of approval shall suspend it without delay if there is evidence, ~~which may be~~ 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.**

PUBLIC

9. In case the application is rejected or the approval is withdrawn, the owner of the means of tranport 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.[38]

Article 13

Application for a certificate of approval of a livestock vessels

1. The […] **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 […] using the form […] in Section 6 of Annex V. **The owner shall apply for a certificate of approval to no more than one competent authority, in no more than one Member State.**

~~1b~~ **2.** The application shall include the following […]:

(a) a document containing the […] livestock vessel details, including **the year of completion, the** conversion date when applicable, **and the** plan of **the** vessel […] **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;

(iv) lighting, water 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~~.~~**;**

(c) [a Certificate of Classification of the livestock vessel issued by an organisation recognised and authorised in accordance with Regulation (EC) No 391/2009 and Directive 2009/15/EC];

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38 *This paragraph is added also in Articles 6 and 9.*

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

(e) the stability booklet of the vessel.

~~2. […]~~

~~3. […]~~

~~4. […]~~

~~5. […]~~

~~6. […]~~

~~7. […]~~

Article 13a[39]

Grant, rejection, renewal, suspension and withdrawal of a certificates of approval of a livestock vessels

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

(a) comply with the requirements of points 1.1, 1.2 and 1.4 Chapter II and 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.

[39] *The Chapeau of Article 33(2) will be amended to clarify that the certification body is only present in the part of the journey that takes place in a third country.*

2. During the first journey, the owner <u>of the livestock vessel</u> 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 <u>at least half of the leg</u> ~~the entire leg~~ of the journey ~~of the~~ <u>at</u> sea. The veterinarian shall check that the accomodation, 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 <u>using the model laid down in accordance with paragraph 12(d)</u>.

3. In order for the livestock vessel to be approved for further journeys, in addition to meeting the conditions referred to in paragraph 1, the owner shall provide evidence that the veterinarian referred to in paragraph 2 did not identify deficiencies detrimental to the welfare of the animals on board or that effective corrective measures have been taken.

4. The competent authority shall grant a certificate of approval of the livestock vessel using the form in Section 6 of Annex V, provided that it has carried out an inspection of the livestock vessel showing that the conditions set out in paragraph 1, and paragraph 3 respectively, are met[40].

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

5. The certificate of approval provided for in paragraph 4 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 4 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 <u>of the scope of the certificate of approval</u>.

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40 ***The form in Section 6 of Annex V will need to be amended accordingly.***

6. **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.**

7. **The owner 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 competent authority shall decide within 5 days whether a new inspection of the livestock vessel is needed and inform the owner of that decision. Any new inspection shall be carried out within [10] days of that information.**~~

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.

8. **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 renewal provided that the conditions set out in paragraphs 1, 2 and 3 ~~of this Article~~ are met. In case of rejection, the competent authority shall record the reasons for the rejection without delay.

9. **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[41], that the livestock vessel no longer meets the conditions provided for in paragraph 1~~, which may be the evidence provided by a competent authority of another Member State~~.**

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.

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41 *To ensure consistency with Art 12a(7).*

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

10. If the owner has not corrected the deficiencies within ~~three~~ six 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.

11. 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.

12. The Commission ~~is empowered to~~ 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[42];

(b) the composition of the teams of inspectors to perform the inspections referred to in paragraph ~~2~~ 4;

(c) detailed rules concerning 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 ~~of Article 13a~~;

(e) the deadlines for the application for a certificate of approval of a livestock vessel.

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42 *The following text is added to the new Article in Chapter XI as referred to in footnote 1 in Document 6626/1/25 REV 1 (Revised Presidency text on Chapter II):*

"In addition, the national database shall automatically retrieve from TRACES information that is relevant for the processing of the applications."

CHAPTER IV

OBLIGATIONS PRIOR TO DEPARTURE

Changes included: from 11902/1/25 REV1: replacement of the whole Chapter.

PUBLIC

Article 14

Obligations for organisers[43]

1. **The o**rganisers~~-~~ shall be responsible for […] **planning and coordinating** the entire journey […] **so that it** complies with this Regulation.

2. [….]

3. The organisers~~-~~ shall ensure that for each journey:

   a) **where the journey starts at the place of departure,** the **terrestrial** animals to be transported are:

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

      ii) accommodated at the place of departure for at least ~~1 week~~ **four days** prior to departure**, or, in the case of breeding animals of the equine species, or of dogs and cats, at least 48 hours prior to departure** ~~**or are born or hatched at the place of departure**~~[44];

   aa) the journey for terrestrial animals is planned so that the ~~**journey time by land as referred to**~~ **requirements set out in Articles 26a to 30**~~**, including rest and break periods, is**~~ **are complied with. In case the journey starts at an assembly centre where animals are grouped or distributed, the duration** ~~**journey time by land**~~ **of the preceeding journeys to the assembly centre for the animals loaded on the means of transport shall be taken into account;**

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43 *See new Article 4a.*

44 *The definition of 'place of departure' will be reworded accordingly.*

~~**ab) where the journey starts at an assembly centre, no terrestrial animal that has been transported for more than the journey time referred to in Article 26a(0)(c)(i), Article 27a(b), Article 28(0)(b) or Article 29(0)(c)(i) as applicable, is loaded;**~~

b) […] the welfare of the animals is not compromised by insufficient coordination between different parts of the journey or different operators;

c) the organisation of the journey takes into account the **weather** […] forecast **and, ~~where relevant,~~ in case the transport includes a leg at sea, the marine weather forecast** […] in accordance with Article 31 […];

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

Article 14a

Transport documentation

1. No organiser shall plan transport of animals without providing documentation stating:

(a) the origin, species and category ~~and ownership~~ 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 and authorisation number of the transporter.

2. In case of transport of terrestrial and aquatic animals on any long journey, on any journey including a leg by livestock vessel or on a short journey to 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 center, the organiser shall provide the information referred to in paragaph 1 in TRACES.**

The Commission shall ensure that the information is retained in TRACES for a period of 6 years, except for personal data which shall be removed after 3 years in accordance with Article 51(4).

4. **In cases not covered by paragraphs 2 and 3, the transporter shall be able to make the information ~~provide referred to in paragraph 1 in such a manner that it can be made~~ immediately available to the competent authority on request during the entire journey, either in electronic or paper format.**

Article 15

*Journey log for [...] **any** long journey~~s, any journey including a leg by livestock vessel~~ and **for** short journeys to third countries*

1. For **transport of terrestrial and aquatic animals on any** long journe**y, any journey including a leg by ~~on~~ a livestock vessel** […] **or** short journe**y** to **a** third countr**y**, **the** organiser~~s~~ shall complete **and sign** [45] section 1 of the journey log prior to the journey, as set out in ~~point~~ **template** 1, **in template 3**[46] **or template 4**[47] of Annex III**, as applicable**.

2. Where the journey log concerns a long journey **~~[within the Union]~~** or a short journey to a third country, **[other than the journey referred to in paragraph 2a],** the organiser shall submit the journey log for approval by the competent authorit~~y~~**ies** at the place**s** of departure**, or at the assembly centers if the journey starts there,** at least 2 **working** days […] before the planned departure date. **~~[For long journeys to third countries, the organiser shall submit the journey log at least [10] 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.

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[45] ***See new paragraph 3 in Article 55a (earlier referred to as 'Article XZ'.***

[46] ***A new template 3 for the journey log for transport of aquatic animals to be developed.***

[47] ***A new template 4 for an integrated journey log for transport by livestock vessel to be developed.***

[2a. Where the journey log concerns a journey with a leg of the journey on a livestock vessel and all the animals originate in the Member State of the port of departure, the single organiser referred to in Article 4a shall submit an integrated journey log covering the transport of the animals from the place of departure until the place of destination for approval by the competent authority, at least 3 working days before the date of the planned departure of the first consignment. The journey cannot start before the competent authority has approved the journey log in accordance with paragraph 4.][48]

3. The journey log shall include confirmation of a reservation at a control post when **a control post is required in accordance with this Regulation […]**.

4. The competent authority shall approve the journey log in TRACES provided the following conditions are met**[49]**:

(a) the journey log **contains all the information required in the planning section of the journey log,** 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 means of transport and valid certificates of competence for drivers and attendants~~**[50]**;

~~5. […]~~

6. ~~Competent authorities~~**The Commission** shall ensure that journey logs [...] are retained in TRACES for a […] period of 6 years ~~for subsequent official controls in accordance with Article 21 of Regulation (EU) 2017/625~~, **except for personal data which shall be removed after 3 years in accordance with Article 51(4)**.

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48 **To be read together with the future template of integrated journey log.**

49 *See new Article 56a and new Recital 58.*

50 *Deleted because covered by official controls.*

~~*Article 16*~~

[…]

~~***Article 16a***~~

~~***Transport documentation for short journeys within the Union***~~

~~**1. No organiser or transporter shall plan or carry out transport of animals on short journeys within the Union without providing a documentation in the means of transport stating:**~~

~~**(a) the origin and ownership of the animals;**~~

~~**(b) the place of departure;**~~

~~**(c) the date and time of departure;**~~

~~**(d) the intended place of destination;**~~

~~**(e) the expected duration of the intended journey.**~~

~~**(f) the name and authorisation number of the transporter;**~~

~~**2. The transporter shall make the documentation referred to in paragraph 1 available to the competent authority upon request.**~~

Article 17

Obligations for keepers ~~***attendants and animal welfare officers***~~ *prior to* ~~*journey*~~ ***departure***

1. Keepers […] shall ~~be responsible for ensuring~~ **ensure** that the animals to be loaded on the means of transport are fit for transport **in accordance with Chapter I of Annex I and with point 4 of Annex II.**

Keepers ~~**at the place of departure**~~ **shall ensure that the terrestrial animals have been provided with feed and water before departure in accordance with the needs of the species and categories of the animals. Lactating animals shall be milked [shortly] before departure.** ~~**, except in cases set out in point 1.6 of Chapter V of Annex I**~~.

~~[~~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 ~~**of the animal in the consignment that is at the most advanced stage of pregnancy**~~.~~]~~

1a. **Keepers and staff ~~in charge of~~ responsible for catching and crating ~~animals~~ weaned farmed lagomorphs and poultry shall ensure that the animals are caught and placed in the containers in accordance with points ~~3.6~~[51], 3.7 and ~~[~~3.8~~]~~ of Chapter III of Annex I.**

2. **Keepers shall be responsible for ensuring compliance with point 3 of Chapter III of Annex I and point 5 of Annex II during the l**oading of animals on means of transport **and** shall ~~be~~ **ensure that the loading is** ~~supervised by~~ **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.**

[51] *Point 3.6 of Chapter III of Annex I is deleted.*

CHAPTER V

OBLIGATIONS DURING TRANSPORT AND AT THE PLACE OF DESTINATION

PUBLIC

Changes included:

From 14743/2/24 REV 2: replacement of the whole Chapter, plus further redrafted Article 18(2a) from 6625/1/25 REV 1 and Article 22 from 9298/25

Changes to be included:

From 10918/25 fn 4 **Article 19a(1)** will be amended so it only applies to the transport of terrestrial animals

N.B.: Apart from Articles 18(2a) and 22, changes in this Chapter are marked as compared to the Commission proposal.

Article 18

[52]General obligations for transporters

1. The transporter shall **be responsible for conducting** the transport **of** animals in accordance with this Regulation […].

[52] *See the redrafted definition of terrestrial animal in point 19 of Article 3.*

2. The transporter shall be responsible for the […] **welfare** of the animals […] **during the journey** from loading[53] […] at the place of departure, **or at the assembly centre if the journey starts there,** to […] unloading **at the assembly centre if the journey ends there or[54] […]** 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[55] 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 ~~for which their means of transport is used~~.

~~2a.~~ 23. 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 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.

~~3. […]~~

~~4. […]~~

~~5. […]~~

---

53 *See the definitions of loading and unloading in Article 3:*
See the new sub-paragraph in Article 17(1)

54 *Consequential to the change of definition of 'journey' in Article 3(4) and changes in Chapter VI (document 9298/25)*

55 *See the redrafted definition of assembly centre in point 23 of Article 3.*

Article 19

Obligations for organisers, transporters, drivers and attendants during transport by road or rail

0. **In case of transport by road or rail, the transporter shall entrust the handling of the animals to an attendant who accompanies all consignments of animals~~, except in the following cases:~~**

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

~~(b) where aquatic animals are transported in containers which are secured and, where applicable, hold appropriately oxygenated water~~.

~~(c) where the driver performs the function of attendant.~~

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

0a **The attendant~~, and, in the case of points (a), (b) and (c),~~ the driver, in case the driver performs the function of attendant, shall have a certificate of competence referred to in Article 38.**

1. **In case of road transport, t**he ~~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 from departure of the vehicle.**

2. The ~~driver and~~ attendant shall immediately notify the transporter and organiser […] **mentioned** in the contingency plan referred to in Articles **7 and** 8, of any serious event that may negatively affect the welfare of the animals **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 […] 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**.[56]

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 in TRACES within ~~24~~48 hours of completion of the journey.

3. **The transporter** shall be responsible for any animal **that becomes** unfit for transport during the journey […]. **The driver and the attendant 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. **Animals shall only be transferred** ~~During transfers~~ from one means of transport to another **at assembly centres, control posts or handling facilities at ports or airports 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. During a transfer**, the ~~driver or~~ attendant shall […] **check the** compliance with the technical rules set out in **subpoints (a) to (g) of point 1 of** Chapter **I of Annex** I and **shall ensure compliance with points 2 to 6 of Chapter** III of Annex I in respect of the animals being transported. **In case of non-compliance, the ~~driver or~~ 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.**

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56 *Consequential to the change of definition of journey in Article 3(4) and changes in Chapter VI (document 9298/25).*

4a. **For transport by road or rail, for which a leg of the journey includes transport by a roll-on-roll-off vessel, the transporter shall ensure the presence on board of the vessel of ~~a driver or~~ an attendant. During that leg of the journey, the ~~driver or 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 ~~Article 29(4)~~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 ~~for~~ of the equine species ~~animals~~[57];**

(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[58];**

(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 ~~domestic birds~~ and farmed lagomorphs ~~rabbits~~.[59]**

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~~;**

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

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57 *Follows the use of term "animal of the equine species" in Chapter VI*

58 *See the `amended point 1.2 of Chapter V of Annex I*

59 *Changes consequential to new definition of terrestrial animals in Article 3(19)*

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

(d) when the <u>expected</u> 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 point 5.5 of Chapter III of Annex I.

2. During ~~the~~ 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 ~~behind the vehicle~~ to open the loading flap;

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

3. ~~Where the time spent on the roll-on-roll-off vessel is more than 4.5 hours,~~ <u>T</u>he master shall ensure that ~~drivers and~~ attendants have access to the vehicle <u>and adequate lighting</u> to ~~perform~~ checks~~,~~ feed<u>ing</u> and ~~maintenance of~~ <u>care for the</u> animals.

Article 20

Obligations for keepers at assembly centres, control posts~~,~~ <u>and</u> handling facilities at ports and airports[60] *[…]*

1. Keepers of animals kept at assembly centres, control posts **and handling facilities at ports and airports** […] shall ensure compliance with the technical rules set out in Point~~s~~ 1 **(a) to (e) <u>and (l) and Point 3</u> ~~and Points 7 to 9~~ of** […] Chapter I of Annex I, […] Point**s 3 and** 4 of **Chapter III <u>and points 1.1(b), 1.2(c), 1.6, 2.3, 2.5 and 3.2 of Chapter V</u> of Annex I and Points 3 and 4 of** Annex II […].

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[60] *See the new definition of handling facility at a port or airport in Article 3:*

2. Keepers **of animals kept** at assembly centres or at control posts shall […] **check** the condition in which the animals have arrived and**, if ~~anomalies~~ non-compliances are detected,** shall complete […] in TRACES section […] **5** of the journey log as set out in point 1-of Annex III[61].

2a. **In case terrestrial animals become sick or injured while they are under their responsibility, keepers of animals kept 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. [62]**

3. Keepers of animals kept at assembly centres, control posts and handling facilities at ports and airports shall immediately notify the tranporter 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[63]

Obligations for 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 facility complies with the requirements in Points 1.3 to 1.6 ~~5~~[64] and 2, except 2.4~~and 2.6~~ of Chapter III of Annex I.

2. ~~The operator of the handling facility at a port or airport shall seek the advice of a veterinarian if the need arises to give treatment to animals that become sick or injured while under their responsibility.~~ [65]

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61 *The title of section 5 of the journey log is reworded as "non-compliances report".*
62 *Moved from Article 20a(2).*
63 *A reference to Article 20a is added in Article 59(4) (5 years transitional period).*
64 *New points are added in Chapter III of Annex I (general provisions).*
65 *Moved to Article 20(2a).*

~~3. The operator of a handling facility at a port or airport shall provide their staff handling terrestrial animals with training courses on the technical rules in points 3 and 4 of Chapter III of Annex I and Point 4.2 of Annex II.~~[66][67]

Article 21

Obligations for organisers, transporters, masters and animal welfare officers […] during transport by livestock vessels

0. Transporters[68] shall ensure that the staff handling the animals on livestock vessels ~~has completed training courses on~~ complies with[69] the technical rules set out in Chapter I, Point 1 of Chapter II and Chapters III, IV and VII of Annex I.

1. For a journey by livestock vessel, 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 carry out the preventive or remedial actions necessary to ensure the welfare of the animals.**

2. The animal welfare officer shall report to[70] **the master** […] on matters relating to **the welfare of** the animals **transported** […].

3. The animal welfare officer shall […]:

(a) **ensure that** […] the animals **are cared for;**

(aa) […] **check the animals** at least […] **every eight hours**, to assess their welfare and fitness for transport,

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66 *To be reviewed following new training Articles.*

67 **Training for staff handling animals on a handling facility at port and airport is required under Article 36a. The list of technical rules that such staff has to comply with is laid down in Article 20(1).**

68 *To be reviewed following new training Articles.*

69 **Training for staff handling animals on a livestock vessel is required under Article 36a. Since there is no other article listing the technical rules that has to be complied with by such staff, this element is retained in the text.**

70 *A Recital will be added to describe the hierarchical chain between the transporter, the master and the animal welfare officer.*

(ab) **ensure that** […] appropriate measure**s** **are taken** to maintain the […] welfare **of the animals**;

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

(b) **immediately notify** the **master** […] in accordance with the procedures […] **set** in the contingency plan […] of any serious event that may negatively affect the welfare of the animals;

(c) […] **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** killed during the journey **on a livestock vessel** […] to put an end to their suffering[71].

(d) **send a copy of the records referred to in point (ac) 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 <u>the</u> competent authorities of the place of departure, <u>of the assembly centre if the journey started there</u>[72], of the port~~s~~ of departure and, when necessary, to the authority of the port of destination.**

4. The […] **transporter shall provide written information to the master** of the livestock vessel […] **on** the responsibilities of the animal welfare […] officer laid down in paragraph**s 1 and** 3.

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[71] *See new point in Article ~~37(2)~~ **<u>36b(d):</u>** "methods of performing emergency killing under Regulation 1099/2009 for animal welfare officers".*

[72] *Consequential to the change of definition of journey in Article 3(4) and changes in Chapter VI (document 9298/25).*

Article 22

Assembly centres

~~1. Operators[73] of assembly centres shall […] **ensure that the staff handling animals has completed** […] training courses on the technical rules set out in […] Chapters I, and III of Annex I.[74]~~

1a. The operator of an assembly centre shall ensure that their establishment complies with the requirements in Points 1.1, 1.2 and 2, except 2.4. and 2.6 of Chapter III of Annex I, and has the equipment to shelter the animals and feed and water them in accordance with Chapter V of Annex I.

2. Operators of assembly centres shall:

~~(a) entrust the handling of animals only to […] **staff** who have completed training courses […] **as referred to in paragraph 1 and who provide evidence of completion of these courses**;[75]~~

(b) […] inform staff […] of their duties and obligations under this Regulation and of the penalties […] **in case of** infringement […];

(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 ~~to~~ 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;

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[73] *To be reviewed following new training Articles*

[74] **Training for staff handling animals at assembly centres is required under Article 36a. The list of technical rules to be complied with keepers at assembly centres is in Article 20(1).**

[75] **This is now required under Article 36a.**

(d) in case of […] **non-compliances with the requirements** of this Regulation […] at an assembly centre, take the necessary measures to remedy the […] **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) […]**.**

(f) collect information on the time of the unloading of the animals at the assembly center and on the journey time by land of each of the previous journeys ~~that are part of the overall journey;~~

(g) provide the information in point (f) to the organiser of the subsequent journey for those animals which are part of the new consignment formed in the assembly center.

~~3. […]~~

~~4. Where an assembly centre is used in an overall journey, weaned animals other than transported for the purpose of slaughter or poultry and lagomorphs transported in containers shall have a rest period of a minimum of 6 hours at the assembly centre if the previous journey was a short journey, or a rest period of a minimum of 24 hours if the previous journey was a long journey.~~[76].]

Article 23

Delay during transport

1. Organisers, **transporters and operators of assembly centers, control posts, handling facilities at ports and airports, exit points and border control ~~points~~ 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.

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76 *In Chapter VI, provisions on journey time are amended to add the time needed for travelling 100 km each case an assembly centre is used.*

2. […] **The** authorities **referred to in paragraph 1** shall ensure that special arrangements are made at places of departure, assembly centres, control posts, […] **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[77]

1. Means of transport **used for transport** by road **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.

2. The positioning system referred to in paragraph 1 shall […] **be operational during the journey or journeys**[78] **from loading at the place of departure until ~~the~~ 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 […] **information** obtained from the positioning systems of the means of transport shall be […] **recorded together with the time of transmission** in an information system […], 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**[79]**.**

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[77] *See amended Recitals 33 and 34 and the new Recital 33a*

[78] *Consequential to the change of definition of journey in Article 3(4) and changes in Chapter VI (document 9298/25). An assembly centre can now be the start or end of a journey - so there can be several journeys between the place of departure and place of destination.*

[79] *In Art 51: paragraph (5) is deleted and paragraph (4) amended (personal data).*

4. When completing […] the journey log as set out in point 1 of Annex III, organisers shall set the locations of **and estimated dates and times of arrival at** the following points of the journey[80]:

(a) place of departure;

(b) place of destination; and, where relevant:

(ba) assembly centres;

(bb) ports;

(bc) airports;

(**c**) control posts;

(ca) border crossings between Member States;

(cb) in the case of exports, border crossings between third countries; and

(**d**) exit point**s** from the Union […].

5. […] **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. **In case ~~where~~ 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, t**his information […] **shall** be stored in TRACES **for 6 years,** ~~for the purpose of official controls **and audits**, including the analysis of completed journeys~~, **except for personal data which shall be removed after 3 years in accordance with Article 51(4)**.

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80 *To be reviewed following changes agreed in Chapter II - removal of «points» and introduction of «templates»*

6. **After anonymisation of the personal data, t**he 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, […] and for the purpose of […] **publishing reports on** 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 […] **uniform conditions concerning:**

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

b) the […] technical […] **arrangements** to enable the positioning systems 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 access rights of the persons authorised to access personal data processed in relation to transmising or storing of informaiton in the informaiton system referred to in paragraph 3 and TRACES.

The Commission shall request an opinion of the European Data Protection Supervisor prior to adopting the delegated act referred to in point (e).

Article 24a

Monitoring systems for means of transport used for long journeys by road

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 ~~data~~ 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 ~~by road used~~ for any long journey~~s~~ 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 ~~by road used~~ for any long journey~~s~~ shall be equipped with a warning system in order to alert the ~~driver~~ attendant when the temperature in the parts of the means of transport where animals are placed:

~~a) falls below [20] degrees Celsius or rises above [25] degrees Celsius the temperatures for dogs and cats;~~

~~b) falls below 15 degrees Celsius or rises above 30 degrees Celsius for end of lay hens;~~

~~c) falls below 0 degrees Celsius or rises above 30 degrees Celsius for other terrestrial animals~~.

a) falls below or rises above the temperatures set out in Article 31 (0) (a) for terrestrial animals other than dogs, cats and end-of-lay hens;

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b) falls below or rises above the temperatures set out in Article 31 (0) (c) for end-of-lay hens;

c) falls below or rises above the temperatures set out in Article 31(0) (d) for dogs and cats.

3a. 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 8 with a view to ensuring compliance with Article 30(0).

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

~~**5. In order to address specific needs of different species and categories of animals, the Commission shall be empowered to adopt delegated acts to amend the temperatures referred to in paragraph 3(b) and (c), taking into account scientific developments.**~~

6. 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.

Article 25

Obligations at the place of destination

0. Keepers at the place of destination shall ensure compliance with the technical rules set out in points 1.2, point 2 except point 2.4 and 2.6 and point 3 except point 3.3. of Chapter III of Annex I and points 2, 7 and 8 of Annex II.

When terrestrial 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 to the place of destination, terrestrial animals shall be unloaded without undue delay. The unloading 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. **In case of all long journeys as well as short journeys to third countries,** the ~~driver or~~ attendant~~,~~ and the keeper at the place of destination shall […] **assess together the conditions of the terrestrial and aquatic animals as referred to in Article 26(1). The ~~driver or the~~ attendant shall complete section 3 of the journey log as set out in point 1 of Annex III** in TRACES, **with the following information[81]:**

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 Article 26(1)** […].

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

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, […] the keeper […] shall record the **findings as ~~anomalies~~ non-compliances**[…] in section 5 of the journey log ~~as set out in point 1 of~~ **template 1, respectively template 3[82] of Annex III 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.

~~2. […]~~[83]

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81 *To be reviewed following changes agreed in Chapter II - removal of «points» and introduction of «templates»*

82 *To be reviewed following changes agreed in Chapter II - removal of «points» and introduction of «templates»*

83 *All provisions concerning animals used for scientific purposes are regrouped in Article 2.*

~~3. […]~~

Article 26

Monitoring of indicators

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

   (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) **[…] welfare related** problems other than injuries, including […] heat or cold stress, prolonged thirst, and hunger […], 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.[84]

   In the case of aquatic animals, in order to take into account scientific developments, the Commission shall be empowered to adopt delegated acts to amend this Regulation by setting indicators for those animals.

2. […]

3. The organiser and the transporter shall monitor the indicators referred to in paragraph 1 and analyse the information collected upon completion of […] **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.

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84 Moved from paragraph 2.

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

5. **In order to take into account scientific developments and advice from the European Food Safety Authority ('EFSA'), t**he Commission **shall be empowered to […]** adopt delegated acts in accordance with Article 48 […] **to supplement this Regulation with** the thresholds requiring corrective actions […] **as referred to in paragraph 3**.

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CHAPTER VI

CONDITIONS FOR TRANSPORT OF TERRESTRIAL ANIMALS

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Chages included: from 9298/25: replacement of the whole Chapter.

N.B. the changes in this Chapter are shown compared to the Commission proposal.

CHAPTER VI

CONDITIONS FOR TRANSPORT OF TERRESTRIAL ANIMALS

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

~~0~~ 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 following journey shall be completed within 63 hours of journey time by land:

(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 following journey shall be completed within 4,5 hours of a journey time by land:

(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.

~~1.~~ 2. In addition to paragraph 0, the long journey by land referred to in paragraph 0 b) shall comply with the following conditions:

(a) it shall consist of a maximum of three segments, each of them not exceeding 21 hours of journey time by land, after which time 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, they shall have a rest period of at least 24 hours at a control post before the transport 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 0 shall be provided feed and water in accordance with points 1 and 4 of Chapter V of Annex I.

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Article 27

~~Journey times, rest periods, feeding and watering intervals during transport of adult terrestrial animals by road and rail for long journeys~~ ***Transport of farmed lagomorphs and poultry for purposes other than slaughter***

1. […]

2. […]

~~3.~~ The transport […] **of farmed lagomorphs and poultry** for purposes other than slaughter shall **comply with the following conditions:**

(a) for weaned farmed lagomorphs, it shall not include the use of an assembly centre and the journey shall not exceed 12 hours of journey time by land. However, if the animals are provided feed and hydration in accordance with point 1.3 of Chapter V of Annex I, no more than one assembly centre may be used and the journey or the journeys shall not exceed 36 hours of journey time by land;

(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;

(e) for poultry other than day-old chicks, it shall not include the use of an assembly centre and the journey shall not exceed 12 hours of journey time by land. However, if the animals are provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I, an assembly centre may be used and the journey or the journeys shall not exceed 21 hours of journey time by land.

(d) for day-old chicks, it shall not include the use of an assembly centre and the journey shall be completed within 48 hours after hatching. However, if the day-old chicks are provided with feed and hydration in accordance with point 1.3 of Chapter V of Annex I, the journey shall be completed within 72 hours after hatching.

4. […]

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5. […]

6. […]

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

(e) in case of a journey by road, the journey shall include break periods of at least 30 minutes to provide feed and water 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[85]

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

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

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

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

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[85] The wording of Article 28 is the same as was presented by the Polish Presidency in document 9298/25.

(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 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.~~

2. The animals referred to in paragraph ~~0~~ 1 shall be provided feed and water in accordance with points 1 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.~~not include the use of an assembly centre and the journey shall not exceed 12 hours of journey time by land. However, if the animals are provided feed and hydration in accordance with point 1.3 and 1.6 of Chapter V of Annex I, no more than one assembly centre may be used and the journey or the journeys between the place of departure and the slaughterhouse shall not exceed 21 hours of journey time by land.

Article 29

~~*Journey times, rest periods, feeding and watering of unweaned calves, lambs, kids, piglets and foals*~~

Transport of unweaned 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 shall not exceed 8 hours~~ **domestic animals of the equine, bovine, porcine, ovine, caprine species and unweaned kept cervids and camelids, not accompanied by their mother, shall 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 **b)**, ~~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~~ the 9-hour~~s period~~ **time limit may be exceeded, provided 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 of the journey referred to in paragraph ~~0~~ 1 b) shall not exceed 21 hours;

(c) the journey referred to in point (b) of this paragraph includes a break period of at least 3 hours after a maximum of 9 hours of journey time by land;

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

2b. The animals referred to in paragraph ~~0~~ 1 shall be provided feed and water as laid down in point 2 of Chapter V of Annex I.

3. […]

4. […]

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 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 to be fed, during the journey, **with** milk or milk replacements at body temperature and with the appropriate hygiene level. **When analysing the scientific and technical evidence, the Commission shall be assisted by ~~the European Food Safety Authority ('EFSA')~~[86] or a European Union Reference Centre for Animal Welfare designated in accordance with Article 95 of Regulation (EU) 2017/625.**

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86 *Editorial*

Article 30

Additional provisions for j*ourneys ~~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. […]

2. […]

3. 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.

4. The 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.

5. 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 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.

PUBLIC

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~~*

0. The organiser, when planning the journey, 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 end-of-lay 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 end-of-lay 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.

PUBLIC

1. The organiser, when submitting the journey log ~~in TRACES~~ **for a long journey**, ~~and the competent authority when approving the 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 animals are expected to be at those places. ~~For consignments transported to third countries, the organiser shall also take into consideration the temperature forecast at the exit point or the border control post of the third country.~~

In addition, in case the transport includes a leg of the journey at sea, the marine weather forecast along the planned sea route shall be taken into consideration.

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 0 and to minimise the risk of disruptions to the journey due to adverse weather, wind and sea conditions.

1b. Paragraph 1 ~~and Article 15(x)~~[87] 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 0 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 (0); or

(b) cooling to prevent the internal temperature in the animal compartment rising above the higher temperature value set out in paragraph (0).

~~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;~~

~~87 *This refers to the provision "When approving the journey log in TRACES, the competent authority shall assess whether the journey plan is adapted to the temperature forecast at the places referred to in Article 24(4)." which will be inserted in Article 15.*~~

~~(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 shall, by the date of application of this Regulation, ~~include the link to their designated temperature forecast body in TRACES to share the temperature forecast to all competent authorities and operators~~ **inform the Commission of a weather forecast body and, where relevant, a marine weather forecast body. The Commission shall make this information available in TRACES.**

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~~ **the data provided by the weather forecast body of the place of departure, or in case such data is not available, other publicly available data from another weather forecast body.**

Article 31a

The requirements set out in Chapter VII of Annex I shall apply to all journeys and the requirements set out in Chapter VI of Annex I shall apply to long journeys[88].

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88 *A requirement to change the bedding at a control post will be explicitly added in Chapter VI of Annex I.*

CHAPTER VII

TRANSPORT TO AND FROM THIRD COUNTRIES

Article 32

Obligations concerning the transport of animals to third countries

1. Organisers may only make arrangements for the transport of animals to third countries if they hold an authorisation granted in accordance with Article 5.

2. Organisers shall complete section 1 of the journey log as set out in ~~point 1 of~~ **template 1, 3 and 4 of** Annex III in accordance with Article 15 for both ~~short and~~ long journeys **and short journeys to third countries**[89] and ensure that transporters and keepers at the place of destination 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 **or at the assembly centre if the journey started there**[90]. The competent authority shall not approve the journey log if this attestation is not provided.

4. Consignments of animals shall only leave the customs territory of the Union through designated exit points as referred to in Article 39.

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89 *Consequence of deletion of Article 16*

90 *Consequential to the change of definition of journey in Article 3(4) and changes in Chapter VI (document 9298/25)*

Article 33

Certificate for transport of animals to 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[91].

2. The certification body shall evaluate whether the following conditions were met during the first journey referred to in paragraph 1:

   (a) the vehicles and vessels comply with the relevant rules of Annex I;

   (b) the maximum journey times **by land,** ~~special conditions for transport in extreme~~[92] temperature[93]~~s~~ **requirements**, and rest periods laid down by this Regulation take place as declared in the journey log;

   (c) the space allowances comply with Chapter VII of Annex I;

   (d) the animals stay in the declared place of destination at least **[4]** days or are slaughtered;

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

   (f) for journeys with a leg by livestock vessel, the animals arrive in good condition 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.

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91 *The Chapeau of Article 33(2) will be amended to clarify that the certification body is only present in the part of the journey that takes place in a third country (10918/1/25 REV 1)*

92 *Consequence of change from "journey time" to "journey time by land" in Article 3(25)*

93 *Consequence of change in title of Article 31*

3. If the conditions set out in paragraph 2 are met, the certification body shall issue a certificate for transport of animals to third countries to the organiser. The certificate shall be valid for 5 years.

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.

PUBLIC

Article 34

Control posts in third countries

1. Rest periods for animals in 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 operator of the control post or the organiser may request the Commission to include the control post in the list referred to in paragraph 3.

3. The Commission shall approve, by means of implementing acts in accordance with Article 49, a list of control posts meeting standards that are equivalent to those laid down in Regulation (EC) No 1255/97. 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 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.

Article 35

Animals entering into the Union

1. Transporters who transport animals to the Union shall:

   (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 Regulation, from the place of departure in the third country until the place of destination in the Union;

PUBLIC

(b) complete the journey log in TRACES, as set out in point 1 of-Annex III, specifying in particular the place, date and time of departure in the third country[94].

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 certifying that the planning of the journey complies with requirements at least equivalent to those of this Regulation.

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

Animals transiting through the Union territory

When 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 taking place on the Union territory, except for the provisions ~~on maximum journey times **by land**[95]~~ set out in **Articles 26a to 30. ~~(0)(1)(c)(i), Article 27a(b), Article 28(0)(b) or Article 29(0)(c)(i).~~[96]** ~~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[97].~~

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94 *To be reviewed following changes agreed in Chapter II - removal of «points» and introduction of «templates»*

95 ~~*Consequence of change from "journey time" to "journey time by land" in Article 3(25)*~~

96 ~~*Aligned with same list of references to maximum journey times by land as in Article 14(3)(ab), as a consequence of changes in Chapter VI*~~

97 ~~*This point has been deleted and dealt with in Chapter VI*~~

CHAPTER VIII

TRAINING COURSES[98] AND OBLIGATIONS OF COMPETENT AUTHORITIES

Changes included:

From 11903/1/25 REV 1: new articles 36a and 36b, revised 37 and 38

PUBLIC

Article 36a

Basic training course

1. **Transporters~~, keepers~~ and operators at the place of departure and of assembly centers, control posts and handling facilities at ports and airports shall ensure that persons, other than farm staff, who handle terrestrial and aquatic animals during road, rail, sea and air transport and related operations ~~entrust the handling of animals during transport and related operations only to persons who~~ have completed a basic training course at the latest within 3 months of the start of their employment ~~, except farm staff involved only in catching, loading or unloading animals at the~~.**

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

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

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

   c) **the handling requirements in points ~~3~~ 2 to 4 of Chapter III of Annex I and points 2, 3, 5 and 7 of Annex II and best practices for moving ~~and driving~~ 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.**

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98 *See new Recitals 20b -20d*

3. ~~The basic training course shall include in-person training.~~ The basic training course shall be completed after a test to verify the knowledge gained during the training course ~~competences, knowledge and skills gained through the course.~~

4. The provider of the training course shall issue a certificate of completion of the basic training course using the template set out in Section 3a of Annex V[99]. The certificate shall be made available to the competent authority upon request.

5. The European Union Reference Centers for Animal Welfare designated in accordance with Article 95 of Regulation (EU) 2017/625 shall develop and regularly update models of training plans and materials, quality standards and recommendations to be available for ~~training~~ providers 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. If a provider of a basic training course is not a public body or authority, it shall be approved by the competent authority 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.

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

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

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

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

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

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

b) use and 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.

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

d) for animal welfare officers, methods of performing emergency killing in accordance with Regulation (EC) No. 1099/2009~~/1099~~.

3a. The scope of the certificate of competence shall be limited to the species covered by the advanced training course.

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

PUBLIC

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. If a provider of an advanced training course is not a public body or authority, it shall be approved by the competent authority in accordance with Article 37(1b).

Article 37

Responsibilities of ~~national~~ the competent authorities in relation to ~~T~~trainings~~s~~

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

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

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

~~(c) organising~~ **organise** ~~an independent final examination~~ **for the advanced training course.** ~~to test the drivers', attendants' and animal welfare officers' knowledge, the content of which shall be relevant for the categories of animal concerned and shall correspond to the stage of transport concerned; (d)~~ **and** ~~delivering certificates of competence attesting the passing of th~~**ate** ~~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, a provider of the advanced training course that is a public body or authority or an approved provider may be allowed to organise an independent final examination for the advanced training course.

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

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

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

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

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

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

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

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

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

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

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

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

Article 38

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

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

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

   b) ~~**the national authority is not aware that**~~ **the applicant is not prohibited from handling animals ~~by a competent authority, including a competent authority~~ in ~~another~~ any Member State, for which** the applicant has provided a written declaration […].

~~2. […]~~

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.

3a. ~~**In order to**~~ **The competent authority shall renew the certificate of competence, if the attendant or the animal welfare officer ~~holding that certificate shall provide the national authority with evidence of completion of a refresher course~~ 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. ~~A Member States~~ **The competent authority** may recognise qualifications obtained for other purposes as equivalent to the **basic or advanced training courses** […], provided they have been obtained under conditions equivalent to those laid down in Articles 36a and 36b. **In such case, the ~~Member State~~ competent authority shall allow the attendant or the animal welfare officer concerned to take the final exam referred to in Article 37 (1a)~~(c)~~** […].

PUBLIC

6. **The c**competent ~~**The national**~~ authorit**y** shall withdraw […] a certificate of competence […] **of attendant or animal welfare officer** where the person holding that certificate no longer **meets the conditions referred to in paragraph 1** ~~shows sufficient competence, knowledge or awareness of his/her **their** tasks~~. **The ~~national~~ competent authority shall record the reasons for the withdrawal without delay**.

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

Article 39

Designation of exit points

Member States shall:

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

(b) record the designated exit points on their territory in TRACES and regularly update this information.

This information shall be publicly available in TRACES.

Article 40

Livestock vessel inspection on loading and unloading

1. Before animals are loaded onto a livestock vessel, 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 remain in a good state of repair;

(c) the equipment referred to in Chapter IV of Annex I remains in good working order;

(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.

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.

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 delays in the transport or rejections of consignments by third countries of animals transported by road, rail or vessel;

(b) the exchange of advice and best practices regarding compliance with this Regulation.

2. The Commission shall organise regular meetings of the network of liaison bodies referred to in paragraph 1, for the purpose of facilitating a uniform enforcement of this Regulation within the Union.

PUBLIC

CHAPTER IX
SANCTIONS

Article 42

Measures and sanctions to ensure compliance

Without prejudice to the application of Regulation (EU) 2017/625, Member States shall lay down the rules on measures and sanctions 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 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 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 in accordance with this Regulation, and national law. Alternatively, Member States may apply criminal sanctions.

2. Member States shall ensure that sanctions 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.

PUBLIC

3. When determining sanctions, 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 duration of the infringement, its repetition, and the accumulation of simultaneous infringements and if the infringement was committed deliberately or by negligence.

4. The following shall be considered aggravating circumstances:

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

   (b) deliberately making false or misleading declarations in journey logs.

5. In the case of a serious infringement, Member States shall ensure that the serious infringement is punishable by administrative financial penalty of which the minimum shall be at least the value of the consignment. In the case of a repeated 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 of the consignment.

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.

PUBLIC

Article 44

Serious infringements

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

(a) animals with severe open wounds, prolapses and broken limbs are transported;

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

(c) the vertical height provided to animals transported is less than 80% of the requirements for vertical height set out in point 6 of Chapter III of Annex I;

(d) the space allowance for animals transported is less than 80% of the requirements for space allowances set out in Chapter VII of Annex I;

(e) the journey time **by land**[100] exceeds the maximum journey time **by land** by 30%, excluding rest periods;

(f) aquatic animals are transported without monitoring of water parameters in accordance with Annex II;

(g) animals are transported for long journeys without an organiser authorisation, a transporter authorisation, a certificate of approval for a means of transport, **a container for aquatic animals or a container for large animals,** or a certificate of competence of ~~driver or~~ attendant **or animal welfare officer**[101];

(h) 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.

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100 *Consequence of change from "journey time" to "journey time by land" in Article 3(25)*

101 *Consequence of changes in Article 38*

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.

PUBLIC

CHAPTER X

PROCEDURAL PROVISIONS

PUBLIC

Changes included: From 6626/1/25 REV 1, fn 10: An empowerment concerning amendments to the contingency plan will be included in Article 47.

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 the Union.

2. For the purpose of the reporting referred to in paragraph 1, Member States shall provide the Commission with the information necessary for the preparation of this report.

Article 47

Amendment of Annexes

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

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

   (b) the handling equipment;

   (c) the water requirements, including maximum levels 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 vessels and transport by air;

(i) transport practices;

(j) space allowance and stocking density requirements;

(k) the contingency plan.

2. The Commission is empowered to adopt implementing acts in accordance with Article 49 to update the templates for journey logs in Annex III and the model of attestation in Annex IV.

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 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.

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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.

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 and 38 concerning rules for the issuance of electronic authorisations, certificates and journey logs and for the use of electronic signature.

PUBLIC

CHAPTER XI

OTHER PROVISIONS

PUBLIC

Changes included:
From 14743/2/25 REV 2 fn 18: Art 51(5) will be deleted. -Article 51(4) will be amended
From 6626/1/25 REV 1 fn 1: new Article 55a to be added in Chapter XI:
From 10918/25 fn 8: addition to that new Article.

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 journey logs referred to in Article 15 ~~Chapter IV~~ 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 with** ~~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 **and of the attendant** 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 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 years after their expiry or withdrawal.

Article 52

Stricter national measures

This Regulation shall not prevent Member States from adopting stricter national measures aimed at improving the protection of animals during transport 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 a place of destination in a third country, provided those measures do not interfere with the proper functioning of the internal market.

Member States shall inform the Commission about such national rules before their adoption. 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 by registered TRACES users;

(b) submission of a journey log for approval;

(c) calculation of required space allowance;

(d) tools to check ~~of~~ fitness for transport;

(e) tools to check the weather forecast.

2. By [5 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 necessary for the preparation of this report.

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[102]

1. Authorisations and approvals of organisers, transporters, ~~and~~ means of transport, containers for aquatic animals and containers for large animals shall be applied, 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 in TRACES.

[102] *Earlier referred to as 'Article XZ'*

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 forms 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, ~~or~~ 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.

In addition, the national databases shall automatically retrieve from TRACES information that is relevant for the processing of applications.[103]

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 2.

3. Journey logs shall be completed, submitted, signed and approved in TRACES. However, in the case of the integrated 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 referred to in the template 4 set out in Annex III.

[103] *Added in Document 6626/1/25 REV 1 (Revised Presidency text on Chapter II).*

CHAPTER XII

TRANSITIONAL AND FINAL PROVISIONS

PUBLIC

Changes included:

From 14743/2/24 REV 2: A reference to Article 20a will be added in Article **59(4)** (5 years transitional period).

From 11902/1/25 REV 1: new Article 56(a) (OCR)

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.

Article 56a

Amendment of 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, the following point is added:

‘(e) be equipped for the species and categories of animals they accommodate;

(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[104] and 2008/120/EC[105].'

In Article 5, the following point is added:

'(j) to keep a booking system in TRACES allowing organisers to see and book slots available.'

Article 58

Transitional provision

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 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.

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104 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.

105 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.

PUBLIC

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 and 4.

3. Article 13(2), point (d), Article **43(5)**~~44(5)~~, 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,** Article 24, paragraphs 1 to 4, ~~Article 51~~, Articles **26a** ~~27~~ [106]to 30, , Chapter VII, **Articles 36a, paragraphs 1 to 4, 6 and 7, Article 36b, paragraph 1 to 3a, 5 and 6, Article 37, Article 38, Article 51,** Point 1(h) of Chapter I of Annex I, and Chapter VII of Annex I shall apply from 5 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	*For the Council*
The President	*The President*

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[106] See footnote 8 in 14743/24 on chapter V - Article on obligations for operators of handling facilities at ports and airports