

**ADMINISTRATIVE UNITS  
CZECH REPUBLIC**



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Attachment : Note to EC for USDA/APHIS  
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Department : Foreign Relations

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| Deadline:           |     |    |   |   |   |   |          |   |
| DG                  | DDG | 01 | A | B | C | D | <b>E</b> | F |

Alejandro CHECCHI LANG  
 Director -- Directorate E  
 DG Health and Consumer Protection, SANCO  
 EUROPEAN COMMISSION  
 Froissart 101  
 B-1049 Brussels BELGIUM

Prague : Thursday, 24 June 2004

Attn. to : Michael Scannell, Head, Unit E3  
Lorenzo Terzi, E3

Re: EU/USA Animal Health Agreement – EU regionalisation.

**ACTION**

Dear Mr.Checchi-Lang,

|                        |   |          |     |     |  |
|------------------------|---|----------|-----|-----|--|
| DG SANCO - Direction E |   |          |     |     |  |
| 29-06-2004             |   |          |     |     |  |
| 1                      | 2 | <b>3</b> | ACL | SEC |  |

In reference to the fax message received from Mr. Michael Scannell, Head, Unit E3, and in connection with the document SANCO/10364/2004 where the Commission has formally requested the USDA/APHIS to include the Czech Republic, as from 1 May 2004, in the ongoing rulemaking exercise for regionalisation for CSF and the other OIE List A diseases enclosed please find the following :

In order to enable USDA/APHIS to regionalize the Czech Republic, once the rulemaking will be accomplished, enclosed are the relevant paragraphs from the Czech Veterinary Act No.166/1999 and amending certain related laws providing any further information on the organization of local administrative units in charge of implementing disease control measures and of issuing animal health export certificates.

We sincerely hope the information enclosed will satisfy the US information needs in a clear and simple way.

Yours sincerely, *LT*

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| 30-06-2004 |  |  |  |  |  |
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*Josef Holejšovský*  
 MVDr Josef Holejšovský  
 Director General ( CVO )

## **Note to European Commission for transmission to USDA/APHIS**

### **Organisation of the local veterinary authorities in charge of implementing disease control measures**

Act No. 166/1999

of 13 July 1999

on veterinary care and amending certain related laws

(Veterinary Act)

as amended by Act No. 29/2000, Act No. 154/2000, Act No. 102/2001, Act No. 76/2002, Act No. 120/2002, Act No. 309/2002, Act No. 320/2002 and Act No. 131/2003.

#### Contagious diseases and their eradication

##### § 10

- (1) The veterinary administration authorities shall
  - a) obtain, collect and evaluate information about the suspected presence, presence and spreading of contagious diseases and diseases communicable from animals to man;
  - b) take appropriate measures for eradication and prevention of the spread of contagious diseases, diseases communicable from animals to man and other animal diseases;
  - c) supervise whether a ban on preventive vaccination against certain contagious diseases and diseases communicable from animals to man and measures to which the vaccinated animals are subject are observed.

##### § 13

- (1) The regional veterinary administration, which has been notified of the suspected presence of a dangerous contagious disease or which has established the suspicion when performing its tasks, shall immediately take measures to confirm or rule out the suspicion. In particular, it shall
  - a) examine the suspect animals and cadavers, take samples necessary for laboratory examination and carry out other actions in order to confirm the presence of a dangerous contagious disease, to determine its origin and possibilities of its spreading;
  - b) review the urgent measures taken by the keeper and, if necessary, set down additional measures of urgent character that have to be taken before the emergency veterinary measures for prevention of the spread and for eradication of dangerous contagious disease are imposed, in particular ban on movement of animals on the holding and from the holding, separation of animals susceptible to the contagious disease concerned from suspect animals and ban on movement of animals susceptible to the contagious disease concerned to the holding, as

- well as rules for handling animal products and confiscates of animal origin, movement of persons and vehicles on the holding;
- c) order to use appropriate means of disinfection at the entrances and exits of places housing animals susceptible to the contagious disease concerned and at the entrances and exits of the holding itself and, if required by the nature of the dangerous contagious disease and circumstances of the case, order also to slaughter or to kill an animal for diagnostic purposes;
  - d) ensure that a census is made on the holding of animals susceptible to the contagious disease concerned and of animals already dead, killed, slaughtered at emergency, diseased and suspect and that an epidemiological inquiry is carried out in order to detect the possible origin of the disease and the length of time during which the disease may have existed on the holding as well as the presence and distribution of causative agents responsible for the disease and of disease vectors on the holding;
  - e) instruct the keeper particularly on the nature of the dangerous contagious disease, on the possibilities of its spreading and on further handling the suspect animals, their products and objects that can act as causative agent carriers.
- (2) The regional veterinary administration shall officially record its findings, measures taken and instructions given to the keeper; it shall forward a copy of the record to the keeper.
  - (3) The keeper shall be obliged to submit himself to the measures provided for in paragraph 1 and to give all the necessary co-operation and assistance for their implementation.

#### § 14

- (1) In the case of suspected presence of a dangerous contagious disease in animals participating on the animal gathering, save as otherwise specified by the official veterinarian performing the state veterinary supervision of the animal gathering, the operator of the animal gathering shall be obliged to ensure that
  - a) suspect animals are separated from other animals;
  - b) animals participating on the animal gathering cannot leave its premises and that other animals may not enter the premises;
  - c) animal products and objects that can act as causative agent carriers are not moved from of the animal gathering premises;
  - d) persons that have come into contact with the suspect animals may leave the animal gathering premises only subject to the official veterinarian's consent and that other persons may not enter the premises without a serious reason.
- (2) The provisions of paragraph 1 shall apply to the slaughterhouse operator in the case of suspected presence of a dangerous contagious disease in animals for slaughter at the slaughterhouse premises.

#### Protection and eradication measures

#### § 15

- (1) If the presence of the dangerous contagious disease has been confirmed or if there is a risk of its spreading, the competent authority shall impose appropriate

emergency veterinary measures for eradication of the disease and for prevention of its spread (hereinafter referred to as "protection and eradication measures"), in particular the establishment of a disease outbreak and its warning marking, killing or slaughter of diseased animals and, according to circumstances, also of animals suspect and susceptible to the contagious disease, safe disposal or treatment of confiscates of animal origin, cleaning and disinfection of premises used for housing the diseased animals and animals suspect and susceptible to the contagious disease, the establishment of a protection zone and a surveillance zone.

- (2) Constant state veterinary supervision shall be performed in the disease outbreak in justified cases.
- (3) The competent authority shall follow the provisions of paragraph 1 also if the presence of the dangerous contagious disease has been confirmed abroad and if there is a risk of intrusion of the disease to the territory of the Czech Republic.

#### § 16

- (1) Protection and eradication measures may be extended as necessary also to another holding should its location, configuration or contacts with the holding where the dangerous contagious disease has been present give reason to suspect its presence also on this holding.
- (2) Animals intended for slaughter or killing in connection with the implementation of protection and eradication measures, objects that can act as causative agent carriers and the confiscates of animal origin intended for safe disposal or further processing may be transported, processed or disposed of only in a way specified by the regional veterinary administration.

#### § 17

- (1) The authority that imposed the protection and eradication measures shall declare the dangerous contagious disease eliminated
  - a) when in the disease outbreak there have been no more animals diseased or suspect and no other case of the disease and no suspicion have occurred during the waiting period established;
  - b) and – in the case of the final cleaning, disinfection and disinsectization and, if appropriate, deratization ordered – when those measures have been carried out in accordance with the instructions given by the official veterinarian and under his supervision in the disease outbreak in such a way as to eliminate any risk of spread or survival of causative agents responsible for the disease and an appropriate period has elapsed since such measures to ensure that the disease in question has been completely eliminated.
- (2) The regional veterinary administration may order to place, during the waiting period, animals susceptible to the dangerous contagious disease to be declared eliminated to the premises where the diseased animals were kept.
- (3) Taking into account the course of eradication and the risk of spread of a dangerous contagious disease, the authority referred to in paragraph 1 may derogate from or cancel certain imposed protection and eradication measures even before declaring the contagious disease eliminated.

§ 38b

Export of animals and animal products to third countries

- (1) The veterinary certificate shall be required for export to third countries of checked goods. Document on veterinary conditions the compliance of which is required by the state of import or transit must be, in an authenticated translation, submitted together with the application of the exporter for the veterinary certificate.
- (2) The implementing legal rule shall lay down a time limit during which it is possible to apply for the veterinary certificate for export, details and validity period of the certificate and how and on the basis of what the certificate shall be issued.

§ 49

Regional veterinary administration

- (1) The regional veterinary administration
  - a) shall draw up and update regional contingency plans and control their implementation;
  - b) shall organize the performance of compulsory preventive and diagnostic actions for prevention of any outbreak and spread of contagious diseases and for their eradication and determine the time limits for keepers to submit the results of examinations of animals, health tests and compulsory preventive and diagnostic actions as referred to in § 5 (1) (a) and perform tasks resulting from it from a plan for monitoring of certain substances and their residues;
  - c) shall declare emergency veterinary measures in the territorial area it administers or in a part of this area extending over the territorial area of the municipality, repeal the declared emergency veterinary measures or, if appropriate, derogate from or repeal some of them, and supervise the implementation of the declared measures;
  - d) shall decide to impose emergency veterinary measures enjoining obligations to individually specified natural or legal persons, to repeal the imposed measures or, if appropriate, to derogate from or repeal some of them, and supervise the implementation of the imposed measures;
  - e) pursuant to the results of preliminary examination of animals, shall notify the State Veterinary Administration of any suspected presence of a dangerous contagious disease and notify the competent regional office, municipality, body of the Police of the Czech Republic and the locally competent Chamber authority of the presence of such disease when confirmed; any occurrence of a disease communicable from animals to man shall be notified also to the competent hygiene service authority.

## Relevant legal basis

**Act No. 166/1999** of 13 July 1999 on veterinary care and amending certain related laws (Veterinary Act)

**Decree No. 299/2003** concerning measures for prevention and eradication of contagious diseases and diseases communicable from animals to man.

Published and took effect on 17 September 2003.

**Decree No. 377/2003** concerning veterinary checks on animals imported or transited from third countries.

Published on 10 November 2003, shall take effect on the day of entry into force of the Accession Treaty.

**Decree No. 296/2004** concerning animal health and its protection, animal movement and transportation and authorization and professional qualification for performance of certain professional veterinary activities.

## Definition of the administrative units

Act No. 166/1999 of 13 July 1999 on veterinary care and amending certain related laws (Veterinary Act)

### § 47

#### Veterinary administration authorities

(1) Veterinary administration authorities are following:

- a) the State Veterinary Administration which shall perform activities at whole territory of the Czech Republic;
- b) regional veterinary administrations established for territorial areas of regions<sup>a)</sup> where they shall perform the state administration in the field of veterinary care, and the Municipal Veterinary Administration in Prague which shall perform activities of a regional veterinary administration on the territory of Prague the Capital. The regional veterinary administrations have their **inspectories in districts**.