Animal diseases: vaccination against bluetongue

2010/0326(COD) - 15/12/2011 - Council position

The Council adopted its position at first reading with a view to the adoption of the Directive of the European Parliament and of the Council amending Directive 2000/75/EC as regards vaccination against bluetongue.

The Council's position confirms the objectives proposed by the Commission and incorporates the quasi-totality of the European Parliament's first-reading amendments.

Legal basis: the Council shares the European Parliament's view that **Article 43(2) of TFEU** is the correct legal basis for this Directive. This line was confirmed by Coreper (Part I), which, following the advice of the Council Legal Service against the use of a derived legal basis for this proposal, decided at its meeting on 26 January 2011 to propose to the European Parliament such modification of the legal basis by the co-legislators, as the Commission services were unable to commit to rapid re-submission of the proposal with this modified legal basis.

The Council's position introduces changes to the European Parliament's first-reading opinion only in two areas:

- while all other proposed requirements related to the communication of national provisions to the Commission are maintained in the Council's position, the specific obligation to use **correlation tables** is deleted;
- the other **change concerns the deadline** for the national transposition of the Directive.