

Basic information	
1998/0301(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Animal nutrition: official inspections Amending Directive 95/53/EC 1993/1039(CNS) Subject 3.10.08 Animal health requirements, veterinary legislation and pharmacy 3.10.08.01 Feedingstuffs, animal nutrition 4.20 Public health 4.60.04.04 Food safety	

Key players			
European Parliament	Committee responsible		Rapporteur
	DELE EP Delegation to Conciliation Committee		STAES Bart (V/ALE)
	Former committee responsible		Former rapporteur
	ENVI Environment, Public Health, Consumer Policy		STAES Bart (V/ALE)
	ENVI Environment, Public Health and Consumer Protection		
	ENVI Environment, Public Health and Consumer Protection		JACKSON Caroline (PPE-DE)
	Former committee for opinion		Former rapporteur for opinion
	AGRI Agriculture and Rural Development		GRAEFE ZU BARINGDORF Friedrich-Wilhelm (V/ALE)
	Council configuration		Date
	Agriculture and Fisheries		1999-11-15
Council of the European Union	Agriculture and Fisheries		2000-11-20
	Commission DG		Commissioner
European Commission	Health and Food Safety		

Key events			
Date	Event	Reference	Summary
03/11/1998	Legislative proposal published	COM(1998)0602 	Summary
16/11/1998	Committee referral announced in Parliament, 1st reading		
25/11/1998	Vote in committee, 1st reading		
27/07/1999	Vote in committee, 1st reading		
27/07/1999	Committee report tabled for plenary confirming Parliament's position	A5-0014/1999	
06/10/1999	Decision by Parliament, 1st reading	T5-0041/1999	Summary
15/11/1999	Council position published	10804/1/1999	Summary
16/12/1999	Committee referral announced in Parliament, 2nd reading		
22/03/2000	Vote in committee, 2nd reading		Summary
22/03/2000	Committee recommendation tabled for plenary, 2nd reading	A5-0084/2000	
10/04/2000	Debate in Parliament		
11/04/2000	Decision by Parliament, 2nd reading	T5-0137/2000	Summary
15/09/2000	Parliament's amendments rejected by Council		
11/10/2000	Formal meeting of Conciliation Committee		
11/10/2000	Final decision by Conciliation Committee		Summary
14/11/2000	Joint text approved by Conciliation Committee co-chairs	3650/2000	
20/11/2000	Decision by Council, 3rd reading		
30/11/2000	Report tabled for plenary, 3rd reading	A5-0372/2000	
13/12/2000	Debate in Parliament		
14/12/2000	Decision by Parliament, 3rd reading	T5-0569/2000	Summary
14/12/2000	Final act signed		
14/12/2000	End of procedure in Parliament		
29/12/2000	Final act published in Official Journal		

Technical information	
Procedure reference	1998/0301(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Amendments and repeals	Amending Directive 95/53/EC 1993/1039(CNS)
Legal basis	EC Treaty (after Amsterdam) EC 152 Rules of Procedure EP 52-p1 Rules of Procedure EP 050

Stage reached in procedure	Procedure completed
Committee dossier	CODE/5/13660

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, 1st reading/single reading		T4-0737/1998 OJ C 098 09.04.1999, p. 0143-0150	16/12/1998	Summary
Committee final report tabled for plenary, 1st reading /single reading		A5-0014/1999 OJ C 107 13.04.2000, p. 0005	27/07/1999	
Text adopted by Parliament confirming position adopted at 1st reading		T5-0041/1999 OJ C 107 13.04.2000, p. 0028-0063	06/10/1999	Summary
Committee recommendation tabled for plenary, 2nd reading		A5-0084/2000 OJ C 040 07.02.2001, p. 0007	22/03/2000	
Text adopted by Parliament, 2nd reading		T5-0137/2000 OJ C 040 07.02.2001, p. 0020-0036	11/04/2000	Summary
Report tabled for plenary by Parliament delegation to Conciliation Committee, 3rd reading		A5-0372/2000 OJ C 232 17.08.2001, p. 0011	30/11/2000	
Text adopted by Parliament, 3rd reading		T5-0569/2000 OJ C 232 17.08.2001, p. 0201-0285	14/12/2000	Summary

Council of the EU

Document type	Reference	Date	Summary
Council position	10804/1/1999 OJ C 017 20.01.2000, p. 0008	15/11/1999	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1998)0602  OJ C 346 14.11.1998, p. 0009	03/11/1998	Summary
Reconsultation	SEC(1999)0581 	28/04/1999	
Commission communication on Council's position	SEC(1999)2035 	08/12/1999	Summary
Commission opinion on Parliament's position at 2nd reading	COM(2000)0496 	06/09/2000	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
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EESC	Economic and Social Committee: opinion, report	CES0327/1999 OJ C 138 18.05.1999, p. 0017	24/03/1999	
CSL/EP	Joint text approved by Conciliation Committee co-chairs	3650/2000	14/11/2000	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Final act
Directive 2000/0077 OJ L 333 29.12.2000, p. 0081 Summary

Animal nutrition: official inspections

1998/0301(COD) - 14/12/2000 - Text adopted by Parliament, 3rd reading

The European Parliament approved the text by Mr Bart STAES (Greens/EFA, B) on the agreement reached in the Conciliation Committee. It covers the rules relating to on-the-spot checks and animal inspections with a view to ensuring respect for high health standards. The compromise reached provides for the Commission to take unilateral safeguard measures in the event of an emergency with the Member States agreeing to provide 'full assistance' to all EU inspectors, who will be obliged to give advance notice of any planned visit.

Animal nutrition: official inspections

1998/0301(COD) - 06/09/2000 - Commission opinion on Parliament's position at 2nd reading

The Commission is in favour of all the amendments to the common position, voted by the European Parliament although it emphasises that the most important amendments are those affecting the procedure to adopt a safeguard measure. Conversely, the amendment relating to on-the-spot inspections is not essential to improved inspections in the field of animal nutrition.

Animal nutrition: official inspections

1998/0301(COD) - 08/12/1999 - Commission communication on Council's position

One of the most problematic issues for achieving a common position has been the legal basis (100A) of the proposal. With the entry into force of the Treaty of Amsterdam, the Council and the Commission agreed that the proposal should be based on Article 152 (4). The Commission was also able to agree with editorial and minor formulation changes to the Commission proposal because these improve its clarity. On the other hand, the Commission cannot agree with the regulatory procedure chosen by the Council to take emergency protective measures against imports from third countries. Unlike the safeguard procedures as proposed by the Commission, this would not provide the means for rapid action when so required by an emergency situation. The Commission made a written unilateral statement for the minutes of the Council meeting at which the common position was adopted, in which it underlined that it maintained its proposal for a safeguard procedure, in line with the comitology decision (Decision 1999/468/EEC) since only this procedure would ensure that a prompt decision can be taken in each and every case.

Animal nutrition: official inspections

1998/0301(COD) - 06/10/1999 - Text adopted by Parliament confirming position adopted at 1st reading

The European Parliament confirmed the first reading in the context of the codecision procedure of the text that it adopted on 16.12.1998 concerning this proposal for a directive.

Animal nutrition: official inspections

1998/0301(COD) - 14/12/2000 - Final act

PURPOSE: to present a legal instrument better adapted to the needs of inspections in the field of animal nutrition. COMMUNITY MEASURE: Directive 2000/77/EC of the European Parliament and of the Council amending Council Directive 93/53/EC fixing the principles governing the organisation of official inspections in the field of animal nutrition. CONTENT: the Directive seeks to adequately protect human and animal health and the environment, through the ability of experts to carry out on-the-spot inspections not only in the Community but also in third countries, in particular following the appearance in a third country of any problem likely to affect the health of animal feedingstuffs put into circulation in the Community. Moreover, the Commission has the possibility of, where necessary, sending experts to carry out on-the-spot inspections in the Community to check that Community rules are being applied and, where appropriate, adopting Community measures. Lastly, the Directive introduces a system of protective measures. ENTRY INTO FORCE: 29/12/2001.

Animal nutrition: official inspections

1998/0301(COD) - 03/11/1998 - Legislative proposal

OBJECTIVE: to amend Directive 95/53/EC to provide a legal instrument better suited to inspection needs in the field of animal nutrition. SUBSTANCE: the proposed amendments would enable the Commission to adopt additional measures in order to establish a reliable, harmonised procedure for documentary, identity and physical checks for all products from third countries used in animal nutrition. To this end, the proposal seeks to: - permit experts from the Commission and Member States to carry out on-the-spot checks not only in the Community but also in third countries, particularly if a phenomenon arises which may adversely affect the healthiness of animal feed placed in circulation in the Community; - adopt a safeguard system and enable the Commission to send Community experts to carry out on-the-spot checks if necessary to ascertain whether Community rules are being respected and, if appropriate, to adopt suitable measures to deal with the situation; - entrust to the Commission the task of adopting specific coordinated inspection programmes in addition to the general programmes already provided for by Directive 95/53/EC in the event of unexpected contamination which could present a serious and imminent danger to human and animal health.

Animal nutrition: official inspections

1998/0301(COD) - 11/04/2000 - Text adopted by Parliament, 2nd reading

In adopting the report by Mr. Bart Staes (Green/EFA, B), the European Parliament approves the legislative resolution on the common position of the Council with a view to the adoption of a European Parliament and Council Directive amending Directive 95/53/EEC fixing the principles governing the organisation of official inspections in the field of animal nutrition. The report was subject to some amendments which relate to the following issues: - the Commission consulting the Member States, except in emergencies, before taking measures such as suspending imports from all or part of the third country concerned or from one or more specific production establishments and, where appropriate, any third country of transit and/or lay down special conditions for products intended for import from all or part of the third country concerned; - the Commission may decide to carry out unannounced inspections in the Member States and they shall subsequently inform the Member States and the European Parliament of the results of inspections carried out and circulate an inspection report.

Animal nutrition: official inspections

1998/0301(COD) - 16/12/1998 - Text adopted by Parliament, 1st reading/single reading

This was a procedure without report. It was approved by the Parliament.

Animal nutrition: official inspections

1998/0301(COD) - 15/11/1999 - Council position

The Council's common position approved the substance of the Commission's proposal by making some amendments to which the Commission can agree upon. These amendments concern, in particular, the proposal's choice of legal basis (Article 152, paragraph 4 of the EC Treaty instead of Article 100 A), as well as the introduction of the obligation to examine the outcome of the inspections made shall be discussed with the competent authorities before a final report is drawn up and circulated. The Council, furthermore, has introduced an important amendment aiming to amend the first Article, point 4, of the Commission's initial proposal and to add the first Article, point 8, to the proposed amendments. Originally, this provision allowed the Commission, in cases of emergency posing serious risk to human health or animal health or the environment, to take immediate protective measures against products imported from the third countries, without previously consulting the Member States. The Council has decided that the Commission on its own initiative or at the request of a Member State, shall immediately take the necessary measures. The Council introduced a new Article "23a" stipulating the procedure to take a safeguard measure based on Article 5 of Decision 99/468/EC on comitology.