

# THE CROATIAN PARLIAMENT

3151

Pursuant to Article 89 of the Constitution of the Republic of Croatia, I hereby issue the

## DECISION

### PROMULGATING THE ACT ON AMENDMENTS TO THE VETERINARY ACT

I hereby promulgate the Act on Amendments to the Veterinary Act, passed by the Croatian Parliament at its session on 29 November 2013.

Class: 011-01/13-01/276

Reg. No: 71-05-03/1-13-2

Zagreb, 4 December 2013

The President of the Republic of Croatia  
**Ivo Josipović, m. p.**

## ACT ON AMENDMENTS TO THE VETERINARY ACT

### Article 1

In the Veterinary Act (Official Gazette 82/13), in Article 11, after paragraph 5, a new paragraph 6 is added which reads:

„(6) Animal keepers and veterinarians shall report to the Directorate on animal diseases and animal health protection measures referred to in paragraph 1 of this Article.“

Former paragraph 6, which becomes paragraph 7, is amended to read:

„(7) The Minister shall issue an ordinance determining animal diseases, animal health protection measures and conditions for repealing animal health protection measures referred to in paragraph 1 of this Article, the conditions for acquiring the status referred to in paragraph 2 of this Article, and the method of reporting on animal diseases and animal health protection measures as referred to in paragraph 6 of this Article.“

After paragraph 7, paragraph 8 is added which reads:

„(8) The Minister shall issue an order laying down the procedures to be followed when implementing measures to prevent and control animal diseases referred to in paragraph 1 of this Article.“

### Article 2

In Article 17, after paragraph 4, paragraph 5 is added which reads:

„(5) The Minister shall issue instructions as to the manner in which veterinary organisations, veterinary practices and veterinary services are to implement the measures referred to in paragraph 1 of this Article.“

#### Article 3

In Article 39, after the word „competitions“, the comma and the word „zoos“ are deleted.

#### Article 4

In Article 62, paragraph 1, after the word „products“, the words „of animal origin“ are added.

In paragraph 8, the words „paragraph 4“ are replaced by the words „paragraphs 1 and 4“.

#### Article 5

In Article 68, after paragraph 7, paragraph 8 is added which reads:

„(8) For the purpose of preventing and controlling infectious animal diseases, the Minister may issue an order prohibiting the introduction of consignments referred to in paragraph 1 of this Article.“

#### Article 6

In Article 69, paragraph 1, at the end of the text in item 2, the full stop is replaced by a semicolon and the following item 3 is added:

„3. to introduce consignments of feed of non-animal origin which are subject to veterinary checks referred to in Article 73, paragraph 2 of this Act.“

#### Article 7

In Article 70, paragraph 4 is deleted.

#### Article 8

In Article 73, paragraph 2 is amended to read:

„(2) Feed of non-animal origin not included in the list referred to in paragraph 1 of this Article shall be subject to veterinary checks on imports, which shall compulsorily include documentary and identity checks, while physical checks shall be performed at a frequency to be determined by the Directorate in accordance with the multi-annual national control plan.“

After paragraph 2, a new paragraph 3 is added which reads:

„(3) At BIPs, documentary and identity checks referred to in paragraph 2 of this Article shall be performed by border veterinary inspectors, and at border crossing points not operating as BIPs they shall be performed by officers of the Customs Administration. Physical checks referred to in paragraph 2 of this Article shall be performed at BIPs by border veterinary inspectors, and at the place of destination by veterinary inspectors or authorised veterinarians.“

Former paragraph 3 becomes paragraph 4.

#### Article 9

In Article 87, after paragraph 5, paragraph 6 is added which reads:

„(6) The food business operator shall inform the Directorate in writing of any changes concerning an establishment that have occurred after registration or approval.“

#### Article 10

In Article 90, paragraph 1, the words „of origin“ are deleted.

#### Article 11

In Article 93, paragraph 5, after the words „that contain“, the words „prohibited substances,“ are added.

#### Article 12

In Article 94, after paragraph 4, a new paragraph 5 is added which reads:

„(5) The feed business operator shall inform the Directorate in writing of any changes concerning an establishment that have occurred after registration or approval.“

Former paragraph 5 becomes paragraph 6.

#### Article 13

In Article 98, paragraph 3 is amended to read:

„(3) By way of derogation from the provision of paragraph 2 of this Article:

– the ministry responsible for health shall be responsible for the implementation of Regulation (EC) No 1069/2009 and Regulation (EC) No 142/2011 in the part relating to retail establishments in which by-products and derived products are generated;

– the ministry responsible for environmental protection shall be responsible for acting in accordance with Article 24, paragraph 1, items (b) and (c) of Regulation (EC) No 1069/2009.“

After paragraph 4, a new paragraph 5 is added which reads:

„(5) Supervision of the establishments referred to in paragraph 3, sub-paragraph 1 of this Article shall be performed by sanitary inspectors in accordance with food law and the legislation governing the competences and powers of sanitary inspectors.“

Former paragraph 5 becomes paragraph 6.

#### Article 14

After Article 100, Article 100a is added which reads:

#### „Article 100a

Operators handling by-products and derived products shall inform the Directorate in writing of any changes concerning an establishment that have occurred after registration or approval.“

#### Article 15

Article 138 is amended to read:

„(1) Duties of a veterinary inspector and border veterinary inspector may be performed by a person who, in addition to meeting the general conditions for admission to the civil service, also meets the following conditions:

1. he or she has completed an undergraduate and graduate university study programme or an integrated undergraduate and graduate university study programme or a specialist graduate professional study programme in the veterinary field;

2. he or she has passed the state qualifying exam for veterinary inspectors;

3. he or she has at least four years of work experience in carrying out the relevant tasks.

(2) Duties of a senior veterinary inspector or senior border veterinary inspector may be performed by a person who meets the conditions laid down in paragraph 1, items 1 and 2 of this Article and has at least eight years of work experience in carrying out the relevant tasks, of which at least four years in carrying out inspectional supervision tasks.“

#### Article 16

In Article 158, paragraph 1, item 3, the words „paragraph 6“ are replaced by the words „paragraphs 6 and 7“.

In item 8, at the end of the sentence, the full stop is replaced by a semicolon and the following items 9 and 10 are added:

„9. failing to implement measures to detect, monitor, prevent the occurrence and spread of, control, combat and eradicate animal diseases and zoonoses in accordance with the instructions referred to in Article 17, paragraph 5 of this Act;

10. if establishments referred to in Article 37, paragraphs 2 and 4 of this Act do not satisfy the veterinary health requirements laid down in Article 37, paragraph 6 of this Act.“

#### Article 17

In Article 166, paragraphs 1 and 2 are amended to read:

»(1) The person responsible for a consignment, if being a legal person, shall be guilty of a misdemeanour and shall be fined a sum between HRK 4 000.00 and HRK 15 000.00, and the person responsible for a consignment, if being a natural person, as well as the responsible person of the legal person, shall be guilty of a misdemeanour and shall be fined a sum between HRK 1 000.00 and HRK 2 000.00 for:

1. failing to notify the arrival of a consignment of animals in accordance with Article 75, paragraphs 1 and 2 of this Act;

2. failing to notify the arrival of a consignment of products of animal origin in accordance with Article 76, paragraph 1 of this Act.

(2) For a misdemeanour referred to in paragraph 1 of this Article, a fine may be imposed at the place of the misdemeanour, in which case it shall amount to HRK 2 000.00 for the person responsible for a consignment, if being a legal person, and HRK 500.00 for the person responsible for a consignment, if being a natural person, as well as for the responsible person of the legal person.“

#### Article 18

In Article 169, item 3, at the end of the sentence, the full stop is replaced by a semicolon and the following item 4 is added:

„4. failing to notify a change as referred to in Article 87, paragraph 6 of this Act.“

#### Article 19

In Article 170, item 10 is amended to read:

„10. placing on the market for public consumption products of animal origin intended for human consumption containing prohibited substances or containing residues or other

contaminants harmful to human health at levels exceeding the permitted levels, thus acting in contravention of Article 93, paragraphs 5 and 6 of this Act.“

#### Article 20

In Article 173, item 8, at the end of the sentence, the full stop is replaced by a semicolon and the following item 9 is added:

„9. failing to notify a change as referred to in Article 94, paragraph 5 of this Act.“

#### Article 21

In Article 174, paragraph 1, item 39, at the end of the sentence, the full stop is replaced by a semicolon and the following item 40 is added:

„40. failing to notify a change as referred to in Article 100a of this Act.«.

### TRANSITIONAL AND FINAL PROVISIONS

#### Article 22

Civil servants assigned to perform the duties of a senior state veterinary inspector pursuant to the provisions of the Veterinary Act (Official Gazette 41/07) and the duties of a senior veterinary inspector in accordance with the provision of Article 138, paragraph 2 of the Veterinary Act (Official Gazette 82/13) shall, as from the date of entry into force of this Act, continue to perform the duties of a senior veterinary inspector.

#### Article 23

This Act shall enter into force on the eighth day after the day of its publication in the Official Gazette.

Class: 022-03/13-01/260

Zagreb, 29 November 2013

### THE CROATIAN PARLIAMENT

The President of the Croatian Parliament

**Josip Leko, m. p.**