

**Law No.2004/21**

**THE VETERINARY LAW**

The Assembly of Kosovo,

Taking into account the UNMIK Regulation No.2001/9 of May 15 2001 on Constitutional Framework for Provisional Self Governance in Kosovo, Chapters 9.1.26 (a) and 5.1. (n) ,

For the purpose of establishing and consolidating the requirements in the veterinary field, veterinary public health, veterinary medicinal products, animal feeding stuffs, animal welfare, and to regulate the veterinary profession,

Approves:

**THE VETERINARY LAW**

**General Provisions**

**Section 1**

The purpose of this Law is to regulate the combating and prevention of infectious animal diseases, veterinary medical practice, the circulation of products of animal origin, veterinary control of the import, the export and transit of live animals and products of animal origin, and determine the rights and obligations of public and local government institutions, as well as of individual persons, in this field.

**Applicability**

**Section 2**

2.1. The provisions of this Law apply to:

- a the requirements in the veterinary field:
  - i Pertaining to animal health and public health with regard to live animals including the embryonic products, semen , cells and embryos of domestic species and such other species as the Minister may on the advice of the Chief Executive Veterinary Officer approve subject to veterinary requirements;
  - ii For the purpose of regulating animal and public health with regard to products of animal origin, including by-products: a detailed list of these products (by-products not listed in Annex II of the Treaty of the European Union), shall be drawn up in regulations prescribed by the Minister and plant products: a detailed list of plant products which, particularly on account of their subsequent destination, may give rise to the risk of spreading infectious or contagious animal diseases and, for that reason, are to be subjected to veterinary inspections, shall be drawn up in Administrative Instruction prescribed by the Minister;
- b the requirements relating to veterinary medicinal products;
- c the requirements relating to animal feeding stuffs, pertaining to animal and public health.

2.2. The regulation of:

- a the rights and obligations of natural and legal persons in the field of veterinary activities;

- b the rights and obligations of persons exercising private veterinary activities; and the organization and execution of their activities;
- c the organization, scope of authority and powers of the bodies exercising public veterinary activities.

## **Definitions**

### **Section 3**

Definitions used in this law shall mean the following:

**"Animal"** shall mean all living animals, including fish and bees, free-living larval and, or reproducing larval forms, but excluding fetal or embryonic forms;

**"Border inspection post"** shall mean any inspection post, designated and approved for the carrying out of veterinary inspections on live animals, products of animal origin and embryonic products, semen, cells and embryos, by-products and plant products subject to veterinary requirements intended for import at the borders and boundaries of the territory of Kosovo;

**"Dangerous contact"** means an animal, which the Minister considers has in any way been exposed to an infection or is at risk of infection with a disease listed in the First Schedule;

**"KVFS"** shall mean the Kosovo Veterinary and Food Services;

**"CEO"** shall mean the Chief Executive Veterinary Officer of the KVFS;

**"Feeding stuffs"** shall mean products of vegetable or animal origin, fresh or preserved, including products derived from the industrial processing thereof, and organic or inorganic substances, used singly or in mixtures, whether or not containing additives, for the oral feeding of animals;

**"Export"** shall mean the moving or delivery of live animals, products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements out of the territory of Kosovo and into an external area;

**"Import"** refers to the moving or delivery of a good, live animals, products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements from an external area and into the territory of Kosovo;

**"Infection"** shall mean the presence of a pathogenic disease agent in a live animal, a product of animal origin or a biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements;

**"Minister"** shall mean the Minister responsible for veterinary services;

**"Official veterinarian"** shall mean a veterinarian authorized to carry out public veterinary activities;

**"Veterinarian"** shall mean a resident of Kosovo who has successfully completed formal training in veterinary medicine and surgery in a veterinary school officially approved by the competent Minister;

**"Veterinary Technician"** shall mean a resident of Kosovo who has successfully completed the veterinary technician curriculum of four years as taught by agricultural high schools in Kosovo or equivalent qualification as recognized by the competent Minister;

**"Placing on the market"** shall mean holding or displaying for sale, offering for sale, selling, delivering, transferring or any other form of offering for consumption, storage, transport for the purpose of sale and import for the purpose of sale;

"**Private veterinary activity**" has the meaning assigned to it under section 33;

"**Public veterinary activities**" has the meaning assigned to it under section 34;

"**Protection zone**" means any area as may be officially declared by the Ministry, being an area based on a minimum radius of three kilometers and a surveillance zone based on a minimum radius of ten kilometers, taking into account natural boundaries, wherein the presence of a notifiable disease has been diagnosed, and wherein measures shall be taken, in accordance with the provisions of this Law, for the control and the eradication of any of the diseases listed in the First Schedule;

"**Veterinary services**" shall mean the body in Kosovo, or in other countries empowered to carry out public veterinary activities;

"**Veterinary medicinal product**" shall mean prophylactic and therapeutic medicinal products for use in animals;

"**Withdrawal period**" shall mean that period of time, as may be specified by the CEO, with reference to particular animals or species of animals, during which the produce and products of animal origin may not be consumed or sold for human or animal consumption following the administration or use of veterinary medicinal products;

"**Meat**" includes meat derived from poultry, cattle, pigs, sheep, horses, goats, fish or other farmed animals and meat derived from wild game and wild birds' ;

## **Veterinary requirements**

### **Section 4**

Within the scope of this Law, the veterinary requirements shall include:

- a measures concerning live animals and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, relating to the:
  - i control of infectious and contagious diseases;
  - ii notification of certain diseases specified by the Ministry;
  - iii animal identification and registration;
  - iv animal health conditions required for their movement;
  - v animal health conditions required for their import.
  
- b measures, concerning products of animal origin relating to the:
  - i requirements for their production and placing on the market;
  - ii conditions required for their import;
  
- c measures relating to live animals and products of animal origin concerning:
  - i the prohibition on the administration and use of certain substances;
  - ii the monitoring of certain substances and residues;
  - iii animal waste and pathogens;
  
- d measures concerning veterinary inspections relating to the export of live animals, products of animal origin and biological products, semen , cells and embryos, by-products and plant products subject to veterinary requirements
  
- e certification with regard to veterinary controls;

- f the relationship with other international organizations pertaining to veterinary matters.

## **KVFS**

### **Section 5**

5.1. The Kosovo Veterinary and Food Service (hereinafter KVFS) is an Executive Agency under the Ministry of Agriculture Forestry and Rural Development responsible for animal health and control of the safety of food of animal origin with organization and activities regulated by the present Law and Administrative Instructions issued by the Ministry.

5.2. The KVFS has its organizational units in Municipalities and shall exercise its powers and functions throughout Kosovo, including customs and duty free zones.

5.3. The work of the KVFS shall be managed by the CEO selected by the applicable law.

5.4. The CEO shall make recommendations through the appropriate Minister to appropriate arms of the Government and other entities outside Government Ministries on issues related to the KVFS.

5.5. The Executive Agency KVFS will implement the legislation within its competencies under the direction of the Minister and framework of MAFRD

### **Section 6**

6.1. KVFS shall organize and ensure, on the basis of monitoring programmes and the requirements of regulatory enactments, unified public monitoring and control in the following areas:

- a prevention and combating of infectious animal diseases;
- b .control of safety of food of animal origin;
- c animal welfare;
- d circulation of products of animal origin according to the division of authority among ministries to ensure public supervision and control of the handling of food;
- e circulation of waste of animal origin;
- f circulation of veterinary drugs, veterinary pharmaceutical products and other products for animal care;
- g jointly with competent authorities takes part in circulation of animal feed and feed additives;
- h registration of animals and herds, marking of herds and relocation of animals; and
- i control, veterinary expertise, classification of meat carcasses.

6.2. KVFS within the scope of its competence has the right to:

- a lay down, , the bylaws implementing this Law;
- b lay down bylaws for the combating of infectious animal diseases;
- c ensure the possibility of providing laboratory services;
- d represent Kosovo in international organizations and maintain international contacts in the field of veterinary medicine; and

- e prepare applications and submit orders to the competent entity for the performance of scientific research.

6.3. KVFS shall formulate, approve and maintain a system of registration, recording and movement of animals and products of animal origin, as well as a system that has the function of reporting cases of animals becoming ill with infectious animal diseases.

## **CEO KVFS**

### **Section 7**

The CEO shall:

- a be the chief advisor to the Minister on all matters relating to animal or veterinary public health or relating to, or in connection with, the KVFS;
- b submit periodical reports, to the Ministry, on the ongoing public veterinary activities;
- c report to the Ministry any information concerning any new scientific evidence or facts, which may directly or indirectly affect Public veterinary activities;
- d submit to the Ministry the documentation or data required for the making of rules and, or, other subsidiary instruments in accordance with the provisions of this Law, and advise the Minister on any matter required to be done by the Minister under this Law;
- e liaise with other Kosovo veterinary services or bodies on matters falling under his or her responsibility; and
- f perform such duties and functions as are assigned to him or her pursuant to the provisions of this Law and, generally, monitor the running of veterinary activities;
- g Confirm the existence of the diseases listed in the First Schedule;
- h. CEO shall hold at least degree in Veterinary and at least 10 years of experience in profession.

## **Control of infectious and contagious diseases**

### **Section 8**

8.1. The Minister, concerning the prevention and control of infectious and contagious animal diseases may, on the basis of the diseases listed in the First Schedule, classify certain diseases as dangerous and requiring particular veterinary control measures, and to this effect prescribe Administrative Instruction to:

- a establish accepted procedures to determine an official diagnosis of infection;
- b impose obligations on laboratories, the owners of animals, products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements , including an obligation to report the existence or suspected existence of any of the infections or diseases listed in the First Schedule, to the KVFS;
- c impose restrictive measures on the movement of live animals, products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements in the case of suspicion or confirmation of infection, including an obligation on the owners to restrict the movement of animals, products of animal origin or products under suspicion pending a veterinary inquiry by the KVFS ;
- d establish special procedures for the marking and identification of animals;

- e prescribe mandatory treatment and/or vaccination of live animals;
- f make provisions for the isolation of live animals, products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements , that may be reasonably suspected or be officially diagnosed as infected ;
- g provide for the compulsory slaughter of animals suspected or confirmed as infected and methods for the destruction and safe disposal of their carcasses ;
- h provide for the compulsory destruction of products of animal origin and biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements suspected or confirmed as infected;
- i provide that, where diseases develop during the transportation of animals, the person responsible for the transport shall notify the KVFS, in accordance with the provisions of this Law or such rules as may be made pursuant thereto;
- j provide that, where there is a risk that wild animals may transmit certain contagious animal diseases to domestic animals or man, the CEO in consultation with the Forestry Department of the Ministry of Agriculture, Forestry and Rural Development, shall organize and define measures for the treatment, vaccination and/or reduction in number of the affected wild animals or otherwise limiting their movement;
- k establish a laboratory for the diagnosis of animal diseases;
- l establish contingency plans involving the law enforcement bodies, municipal authorities and civil protection bodies to implement the above provisions.

8.2. For the purposes of ensuring prevention, control and/or eradication of infectious animal diseases listed in the First and Second Schedule, the KVFS shall:

- a gather the necessary information for the analysis of the epizootic and enzootic situations in and out of Kosovo, in the current and previous years;
- b formulate and approve a system for the assessment and analysis of the gathered data;
- c assess disease risks on the basis of the above systems;
- d formulate the necessary dedicated monitoring programmes;
- e formulate plans for the prevention, control and, where feasible, eradication and submit such plans for approval by the Minister, in consultation with the Minister responsible for Finance, prior to their implementation;
- f co-operate with the Institute of Public Health to formulate and implement prevention, control and eradication programmes for infectious diseases affecting both animals and humans-zoonosis;
- g co-operate with the Forestry Department of the Ministry of Agriculture, Forestry and Rural Development (MAFRD), to formulate and implement prevention, control and eradication programmes for infectious diseases affecting both wild and domestic animals and humans-zoonosis.

8.3. The CEO shall authorize, and contract by means of tender, private veterinarians to assist with the implementation of the disease monitoring, prevention, control and eradication programmes implemented by the KVFS;

8.4. Such private veterinarians shall receive appropriate remuneration, regard being had to the nature of the services rendered, as may be determined by the Minister's Administrative Instructions.

8.5. The Minister may make Administrative Instructions under this Law for the purpose of controlling specific animal diseases or for complying with international disease standards.

## **Financial measures**

### **Section 9**

9.1. Financial resources of the KVS shall be drawn from the Consolidated Budget of the Kosovo Fund:

- a for the maintenance of the KVFS;
- b for the implementation of the KVFS programmes; and
- c in coordination with a competent body, for participation in international forums.

9.2. The finances taken from the Kosovo budget for the purpose of the eradication of diseases shall consist of:

- a finances and compensations given within the framework of an emergency, as declared by the order of the Minister; and
- b finances to implement schemes established for the eradication of particular diseases.

9.3. In the event of an outbreak of any of the diseases listed in the First Schedule, the KVFS shall define protection and surveillance zones and the owners of animals shall receive such public financial contribution from the KVFS for the eradication of the disease, as the Minister may from time to time establish, subject to the condition that the measures applied consist of, at least, the isolation of the holding from the time of a suspicion of the presence of the disease and following official confirmation of the disease, and :

- a the KVFS orders the slaughter of animals of susceptible species which have been affected or contaminated or suspected of having been affected or contaminated, and their destruction;
- b the KVFS orders the destruction of contaminated feeding stuffs and contaminated equipment, in the case where the contaminated items cannot be disinfected in accordance with section 9.3 (c) and
- c the KVFS orders the cleaning, disinfection, disinsection and deratisation of the holdings and of the equipment on the holdings.

9.4. The owners of animals shall be entitled to receive a public financial contribution only where the measures defined by the KVFS to prevent the risk of the spread of infection are respected, and where the waiting period established by the KVFS to be observed after the slaughter and before the re-stocking of the holding is complied with.

9.5. The public financial contribution may, if appropriate, be divided into tranches. The contribution, which must be adequate and given without delay, will be limited to :

- a the reimbursement of the direct costs incurred by the owners in the slaughter, destruction of animals and, where appropriate, their products, for the cleaning, disinsection, deratisation and disinfection of holdings and equipment, and for the destruction of the contaminated feeding stuffs and contaminated equipment referred to in section 9.3 (b) or
- b free veterinary services and vaccines where the KVFS have ordered that animals, or certain types or species of animals, are to be vaccinated.

9.6. The provisions of sections 9.3, 9.4 and 9.5 shall apply, notwithstanding the existence of any eradication programme, in accordance with the provisions of section 10.1.

9.7. The Minister may by Administrative Instruction change the list of diseases listed in the First and Second Schedules, by adding any disease which is likely to constitute a danger to public or

animal health in Kosovo and removing those diseases that are not relevant to public or animal health in Kosovo.

## **Financial contribution to a Kosovo-wide scheme**

### **Section 10**

10.1. Subject to the provisions of this Law, the CEO may set up Kosovo-wide schemes for the prevention, control and eradication of diseases listed in the Second Schedule.

10.2. The Minister may, with the concurrence of the Minister responsible for finance, prescribe Administrative Instruction to bring into effect the provisions of this section, in particular regarding :

- a the diseases which are to be subject to a Kosovo-wide scheme of prevention, control or eradication;
- b the conditions under which the owners of animals may obtain a public financial contribution from the KVFS for the eradication of these diseases; and
- c the public financial contribution and other services provided by the KVFS within the framework of the scheme.

## **Notification of diseases**

### **Section 11**

11.1. The KVFS shall, within twenty-four hours of each such occurrence, notify other countries, as appropriate and the Office International des Epizooties (OIE), regarding:

- a the primary or secondary outbreak in Kosovo, of any of the diseases listed in the First Schedule and the following findings based on the international animal health code; and
- b the removal, after the eradication of the last case in an outbreak, of restrictions imposed in relation to the outbreak of the disease.

11.2. Without prejudice to the provisions of section 11.1, the CEO shall notify other countries, as appropriate at least on the first working day of each week, the secondary outbreaks of any of the diseases listed in the First Schedule and confirmed to be in existence in Kosovo.

11.3. The notifications referred to in sections 11.1 and 11.2 shall be communicated in such a manner as may be determined by the CEO.

## **Identification and registration of livestock**

### **Section 12**

12.1. The Minister may prescribe rules under this Law establishing systems for the identification and registration of livestock.

12.2. The KVFS shall formulate, approve and maintain a system of registration and recording of the movement of livestock, animal products and products of animal origin.



## **Identification and registration of dogs and cats**

### **Section 13**

In accordance with the procedures set out by the Minister, Municipal Authorities shall undertake:

- a. the registration of dogs;
- b. yearly vaccination against rabies and de-worming against Echinococcus;
- c. the catching of stray dogs and cats and, if necessary, their euthanasia;
- d. the removal and safe disposal of carcasses referred to in point (c);
- e. the setting up of welfare kennels and catteries, if needed.

## **Movements of live animals, animal products and germinal products.**

### **Section 14**

14.1. The Minister may prescribe Administrative Instructions made under this Law concerning the health conditions and certification requirements to be observed in relation to the movement of live animals, animal products and germinal products.

14.2. The KVFS shall formulate, approve and maintain a system of registration, recording and movement of live animals, animal products and germinal products.

## **Import conditions relating to live animals product of animal origin and germinal products.**

### **Section 15**

15.1. The Minister may prescribe Administrative Instruction made under this Law concerning the conditions, and particularly health conditions and putting in quarantine, under which live animals, product of animal origin and germinal products may be imported from other countries.

15.2. The CEO shall send for publication in the Official Gazette:

- a. a list of countries from which live animals product of animal origin and germinal products are authorized for import into Kosovo;
- b. a list of collection centres, approved bodies, institutes or centres, authorized to import live animals and germinal products into Kosovo;
- c. a model certificate, relating to the different kinds of live animals product of animal origin and germinal products subject to import into Kosovo;
- d. a list of establishments outside Kosovo that are authorized to export their products of animal origin into Kosovo;

15.3. For import of live animals product of animal origin and germinal products, a veterinary health certificate approved by the exporting country shall be required.

15.4. The Minister, on the advice of the CEO, may prescribe Administrative Instructions for the establishment of vehicle disinfection points at border inspection posts and at other centres, and for the disinfection, dezinsection and antiparasitic treatment of animals imported, moved within Kosovo, or for export.

**Production, processing and placing on the market of animals  
and products of animal origin**

**Section 16**

16.1. The Minister may prescribe Administrative Instruction made under this Law concerning the production, processing and placing on the market of animals and products of animal origin.

16.2. The CEO shall send for publication in the Official Gazette the list of approved markets for animals and establishments approved for processing and placing on the market products of animal origin.

**Export conditions relating to live animals, products of animal origin  
and germinal products**

**Section 17**

17.1. The Minister may prescribe Administrative Instructions made under this Law concerning the health conditions, under which live animals, products of animal origin and germinal products may be exported to other countries.

17.2. The CEO shall send for publication in the Official Gazette :

- a. a list of collection centres, approved bodies, institutes or centres, authorized to export live animals, products of animal origin and germinal products out of Kosovo;
- b. a model certificate, relating to the different kinds of live animals, products of animal origin and germinal products subject to exportation out of Kosovo.

17.3. For the export out of Kosovo of live animals and products of animal origin, a veterinary health certificate approved by the KVFS shall be required.

**Prohibition of use of certain substances**

**Section 18**

The Minister may prescribe Administrative Instruction made under this Law :

- a. concerning the prohibition of the use, in stock farming, of substances which have a hormonal or thyreostatic action and of beta agonists and bovine somatotrophin, and of other substances which may be injurious to public health; and
- b. concerning the measures to be taken to monitor substances and residues thereof in live animals and products of animal origin;
- c. concerning the measures to be taken for the disposal and processing of animal waste and pathogens, for their placing on the market, and for the prevention of pathogens in feeding stuffs of animal or fish origin.

## **Veterinary inspections relating to live animals and products of animal origin**

### **Section 19**

19.1. The Minister in consultation with relevant Municipal Directorates may prescribe Administrative Instruction made under this Law for:

- a. concerning the veterinary inspections to be carried out on live animals, germinal products, animal waste, pathogens and products of animal origin, which are intended for trade and which are subject to trade;
- b. the measures to be taken during an inspection carried out at the place of origin and of destination of a consignment or during transportation. Costs relating to the measures prescribed in article 19/b shall be borne by the consignor or his representative or by the person responsible for the animals or products of animal origin;
- c. the measures to be taken in the case where the KVFS establishes the presence of a pathogen referred to in the First Schedule, a zoonosis, other disease, or any cause likely to constitute a serious hazard to animals or public health;
- d. the certification to be established for the purposes of veterinary inspections and control of live animals and animal products and prescribe rules on fees to be paid with regard to any inspectorate activity.

19.2. In the cases referred to in sections 19/1 a and b the CEO may order that immediate emergency measures be taken, and shall establish direct contacts with the persons, organizations or administrations concerned in Kosovo or abroad.

## **Import of live animals and products of animal origin**

### **Section 20**

20.1. The KVFS shall not authorize the release, for free circulation in Kosovo, of live animals or products of animal origin, including biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, imported into Kosovo, unless it is satisfied that the requirements laid down in this section have been complied with.

20.2. The Minister may prescribe Administrative Instruction made under this Law on the action to be taken following the inspection of live animals and products of animal origin.

20.3. The CEO may order that immediate emergency measures be taken, and shall establish direct contact with the persons, organizations or administrations concerned in Kosovo or abroad where :

- a. in the exporting country, any of the diseases listed in the First Schedule, a zoonosis or other disease, or any other circumstance capable of presenting a serious threat to animal or public health, manifests itself or spreads;
- b. any other serious animal health or public health reason so warrants, in the light of findings of the veterinary experts of the exporting country or on the basis of the inspections carried out at a border inspection post of such exporting country; and
- c. any one of the inspections provided for in this section indicates that any consignment of live animals or products of animal origin, including biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements , is likely to constitute a danger to animal or human health.

20.4. Costs relating to the measures prescribed in section 20.3 shall be borne by the consignor or his representative or by the person responsible for the animals or products of animal origin.

20.5. The Minister may prescribe Administrative Instruction for the approval of border inspection posts situate in Kosovo, and for the suspension, for reasons related to public or animal health, of the said border inspection posts.

## **Relations with other countries in the veterinary field**

### **Section 21**

The Minister may, with the concurrence of the competent body, prescribe rules or regulations made under this Law regarding the assistance and co-operation which the KVFS are to provide to other countries so as to ensure the proper application of veterinary rules, the prevention and detection of infringements of such rules and the detection of any activity which is or may be contrary thereto.

## **Animal Feeding Stuffs**

### **Section 22**

22.1 KVFS shall ensure the expertise for the competent authorities on protection of public and animal health referring to animal feed on the following issues:

- a. the additives which may be incorporated in feeding stuffs, the use of certain products and the prohibition of undesired substances and products used in animal nutrition;
- b. the methods of sampling and analysis of feeding stuffs and the assessment of products and additives used in animal nutrition;
- c. the inspections to be carried out on feeding stuffs imported from other countries;
- d. the conditions governing the use of medicated feeding stuffs;
- e. the fees payable in connection with any service provided by the KVFS in the animal nutrition sector;
- f. a notification, to be served upon the livestock department of MAFRD, where any irregularities are verified by the KVFS;

22.2. The Minister may require animal feeding stuffs not complying with this section to be withdrawn, destroyed, reprocessed or re exported and that animals having consumed any of the feed are prohibited from being slaughtered for human consumption for a determined period.

### **Additives**

### **Section 23**

After consulting the relevant technical bodies, the Minister may make Administrative Instruction on the use of additives that may be incorporated in feeding stuffs and the use and marketing of enzymes and micro-organisms for the purposes of animal nutrition and may prohibit the use of certain undesirable substances used in animal nutrition.

## **Veterinary Medicinal Products**

### **Section 24**

Within the scope of this Law, the requirements in the field of veterinary medicinal products shall include :

- a. requirements for the marketing of veterinary medicinal products;
- b. the establishment of the analytical, pharmacotoxicological and clinical standards and protocols for the testing of veterinary medicinal products;
- c. the procedures to be observed for the authorization and supervision of the production, distribution and use of veterinary medicinal products; and
- d. the fees to be levied for the authorization and supervision of veterinary medicinal products.

### **Section 25**

The Minister may, prescribe Administrative Instruction made under this Law for:

- a. the marketing of veterinary medicinal products;
- b. the analytical, the pharmaco-toxicological and the clinical standards, and the protocols for the testing of veterinary medicinal products;
- c. the authorization for, and the supervision of veterinary medicinal products listed in the Third Schedule.

## **Fees**

### **Section 26**

The Minister may, with the concurrence of the Minister responsible for finance, prescribe Administrative Instruction on the fees to be charged for services rendered by the KVFS under the provisions of this Law.

## **Obligations of persons in the field of veterinary activities**

### **Section 27**

The owner, the keeper, the dealer or the importer, the consignee, the carrier, the seller or any other person authorized under the provisions of this Law to dispose of live animals, products of animal origin, biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products, or the representative of such persons, or any person in charge of a private veterinary activity subject to the provisions of this Law shall:

- a. declare his activity to the KVFS and other competent bodies, in accordance with the provisions of this Law;
- b. provide the necessary cooperation and assistance to the officers of the KVFS, the official veterinarian or his authorized staff, in the performance of any public veterinary activity, such persons shall:

- i allow the execution of the veterinary inspections, examinations or inspections of live animals, products of animal origin, biological products, semen , cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs and veterinary medicinal products;
  - ii restrain and transport animals in accordance with the provisions of this Law relating to identification controls, examination of animals, preventive vaccinations and eradication of diseases;
  - iii collect, transport and show products of animal origin, biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, feeding stuffs and veterinary medicinal products in accordance with the provisions of this Law relating to controls or inspections of such products, feeding stuffs and veterinary medicinal products;
  - iv allow access to the KVUS at any time, as the case may require, to places where live animals, products of animal origin, biological products, semen , cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products are kept or transported; and
  - v assist the officers of the KVFS in any treatment that they may deem necessary to be carried out on products of animal origin, biological products, semen , cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products.
- c. observe any obligation imposed under this Law relating to contagious diseases, and implement the rules relating thereto, such persons shall :
- i co-operate and assist in the control of infectious or contagious diseases, and in the declaration and notification to the KVFS of any suspicion of any of the contagious diseases listed in the First Schedule;
  - ii observe the obligations imposed by the KVFS in the case of a suspected outbreak of any of the diseases listed in the First Schedule, including any obligation concerning the restriction of movement of animals and humans, the slaughtering of animals, the destruction of animal products, feeding stuffs and equipment, and the cleaning and disinfection of premises, material and equipment;
  - iii identify and register animals, and declare the movements of animals for which they are responsible;
  - iv keep individual registers for each holding for which they are responsible;
  - v observe the health conditions in connection with the movements of live animals and germinal products;
  - vi produce, at the request of any officer of the KVFS, the necessary certificates or documents;
  - vii declare and notify the KVFS of any suspected outbreak of any contagious diseases listed in the Second Schedule which are subject to a Kosovo programme of eradication;
  - viii observe the obligations imposed by the KVFS with regard to suspected outbreak of the diseases listed in the Second Schedule and subject to a Kosovo programme of eradication, including obligations concerning the restriction of movement of animals, the slaughtering of animals, the destruction of animal products, feeding stuffs and equipment, and the cleaning and disinfection of premises, relevant materials and equipment;

- d. comply with the conditions relating to the import of live animals, germinal products and products of animal origin, and provide foreign operators with the appropriate models of certificates, relating to the different kinds of live animals, germinal products and products of animal origin, to be used;
- e. produce, at the request of the officers of the KVFS, the necessary certificates or documents;
- f. notify the KVFS of any suspicion of zoonosis, intoxication or other disease or any other phenomenon or circumstance capable of presenting a serious threat to animal or public health;
- g. abide by the suspension or the withdrawal, by the officers of the KVFS, of any authorizations or official approval, following the results of inspections carried out by such officers, or following the use or manufacture of unauthorized substances or products by such person;
- h. observe the obligations, imposed by the KVFS, relating to restriction of trade on products declared unfit for human consumption, or unauthorized substances or products, or relating to the destruction of products of animal origin that present a serious threat to animal or public health;
- i. observe the animal health measures for the production and placing on the market of live animals and products of animal origin, and produce, at the request of the officers of the KVFS, the necessary certificates or documents;
- j. observe any withdrawal period, as may be ordered under the provisions of this Law;
- k. assist the KVFS in the monitoring of substances, and residues thereof, in live animals and products of animal origin as may be required by the provisions of this Law;
- l. pay the relevant fees for the inspections and controls referred to in this section, or in any Administrative Instruction as may be prescribed thereunder; and
- m. generally assist and co-operate with the KVFS in their activities, designed to avoid or control the outbreak of diseases amongst animals.

### **Monitoring of certain substances, animal waste and pathogens.**

#### **Section 28**

The owner, the keeper, the dealer or the importer, the consignee, the carrier, the seller or any other person authorized under the provisions of this Law to dispose of live animals, products of animal origin, biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products, or the representative of such persons, or any person in charge of a private veterinary activity subject to the provisions of this Law shall:

- a. assist the KVFS in the monitoring of such substances and the residues thereof, as may be provided by or under this Law, in live animals and products of animal origin;
- b. place on the market only animals to which no unauthorized substances or products have been administered or which have not undergone any illegal treatment contrary to the provisions of this Law;
- c. not place in a holding or on the market or for slaughter animals which have been treated with veterinary medicinal products, unless the relevant withdrawal period has been observed before the animals are so placed or slaughtered;

- d. refuse, whether by direct delivery or through an intermediary, any animals for which the producer is not able to guarantee that the withdrawal periods have been observed;
- e. place under official control, when requested to do so by an officer of the veterinary services, any unauthorized substances or products, until appropriate measures are taken by the KVFS;
- f. comply with all orders for the suspension or withdrawal of any authorization or approval previously given by the KVFS;
- g. comply with all orders restricting or prohibiting trade in products declared unfit for human or animal consumption, or ordering the destruction of products of animal origin that present a serious threat to animals or public health;
- h. pay the relevant fees for the inspections and controls referred to in this section, or in any rules as may be prescribed; and
- i. generally assist and co-operate with the KVFS in their activities, , designed to avoid or control outbreaks of diseases amongst animals.

### **Obligations relating to trade and imports**

#### **Section 29**

The owner, the keeper, the dealer or the importer, the consignee, the carrier, the seller or any other person authorized under the provisions of this Law to dispose of live animals, products of animal origin, biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products, or the representative of such persons, or any person in charge of a private veterinary activity subject to the provisions of this Law shall :

- a. place on the market only those animals which have been correctly identified, and which are not subject to any restriction of movement because of the suspicion, outbreak or existence of a disease referred to in the First Schedule or because of the application of safeguard measures;
- b. not place in a holding or on the market any animal, unless guaranteed as being free from one or more of the diseases listed in the Second Schedule, according to the provisions of this Law;
- c. not accept, whether by direct delivery or through an intermediary, any animals which have not been correctly identified, and for which the producer is not able to guarantee that the animal is not subject to any restriction of movement because of the suspicion, outbreak or existence of a disease referred to in the First Schedule or because of the application of safeguard measures;
- d. not accept in a holding, centre or organization, or on the market, recognized as being free from one or more of the diseases listed in the Second Schedule, any animal which is not covered by guarantees, required by the provisions of this Law, to show that such animal is free from any of those diseases;
- e. ensure that all animals intended for trade or slaughter meet the health requirements specified in this section or in any Administrative Instruction made thereunder;
- f. before the consignment is divided up or subsequently marketed, check that the identification marks, certificates or documents are present, and notify the KVFS of any irregularity or anomaly and, in the latter case, isolate the animals in question until the KVFS has taken a decision regarding the said irregularity or anomaly;



- g. report in advance the arrival of animals and germinal products from other countries and, in particular, the nature of the consignment and the anticipated arrival date;
- h. keep for a period of not less than six months, and not more than five years, as may be specified by the KVFS, the health certificates or documents relating to the provisions of this law, for presentation to the KVFS, should the latter so request;
- i. ensure that products of animal origin intended for trade have been obtained, checked, marked and labelled in accordance with the provisions of this Law, and are accompanied to the final consignee by a health certificate, animal health certificate or by any other document as may be required;
- j. ensure that products of animal origin intended for trade satisfy the requirements of the provisions of this Law and of any Administrative Instruction made thereunder;
- k. ensure that products of animal origin intended for trade comply with all the requirements in veterinary matters at all phases of the production, storage, marketing and transport of such products;
- l. ensure that standard tests are carried out on products to which this Law applies, whether the products are intended for export or for the Kosovo market;
- m. place under official control, when requested to do so by the KVFS, any animals or products of animal origin, until appropriate measures are taken by the KVFS;
- n. produce, at the request of the KVFS, the necessary certificates or documents where veterinary inspections relating to the import, of live animals and products of animal origin, are held;
- o. give sufficient prior notice to the veterinary inspection of the border inspection post, where the animals are to be presented, specifying the number, type and estimated time of arrival of the animals;
- p. convey the animals under official supervision to the inspection site or, where applicable, to a quarantine centre, as may be directed by the KVFS;
- q. forward advance information to the KVFS, by duly completing, where applicable, any certificate or document delivered by the inspection service, or by providing a detailed description, in writing or in computerized form, of any consignment of products of animal origin, including the biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements;
- r. pay the relevant fees for the inspections and controls referred to in this section, or in any rules as may be prescribed thereunder;
- s. generally assist and co-operate with the KVFS in any activities, ordered by the KVFS, related to trading of animal and animal products, and investigations carried out at border inspection posts; and
- t. undertake any treatments or disinfections of animals that may be required by the KVFS.

### **Obligations relating to animal feeding stuffs and veterinary medicinal products**

#### **Section 30**

The owner, the keeper, the dealer or the importer, the consignee, the carrier, the seller or any other person authorized under the provisions of this Law to dispose of live animals, products of

animal origin, biological products, semen, cells and embryos, by-products and plant products subject to veterinary requirements, animal feeding stuffs or veterinary medicinal products, or the representative of such persons, or any person in charge of a private veterinary activity subject to the provisions of this Law shall:

- a. obtain all relevant authorization from the KVFS prior to the placing on the market of veterinary medicinal products;
- b. provide, at the demand of the KVS, any studies, results or information relating to the animal feeding stuffs or veterinary medicinal products;
- c. comply with any order restricting or prohibiting trade in veterinary medicinal products, or ordering the destruction of feeding stuffs or veterinary medicinal products that present a serious threat to animal or public health;
- d. pay the relevant fees for the inspections and controls referred to under this section or in any Administrative Instruction as may be prescribed thereunder; and
- e. assist and co-operate with the veterinary services in any activities, ordered by the KVFS related to trading of animal and animal products, and investigations carried out at border inspection posts.

### **Professional Veterinary Activities The Veterinarians' Order.**

#### **Section 31**

Kosovo veterinarians will establish an Order, to be called the Veterinarians' Order, (hereinafter referred to as "the Order"), which shall exercise and perform the functions assigned to it by this Law, Administrative Instruction issued by the Minister, and statute of Veterinarians' Order.

### **Professional veterinary activities**

#### **Section 32**

32.1. Professional veterinary activities shall comprise both public and private veterinary activities.

32.2. No person shall practice as a veterinarian unless:

- a he holds a license to practice issued by the Ministry; and
- b his name is registered in the Veterinarians' Register.

32.3. Licenses shall only be granted to an applicant who:

- a is a graduate in veterinary medicine and surgery and is in possession of a degree or formal qualification.

32.4. The Minister, on the advice of the Order, may license veterinary technicians to undertake minor animal treatments and procedures, such as artificial insemination, always under the direct, or indirect supervision of a veterinarian who shall be a member of the Order. The Minister shall make Administrative Instruction regarding the work that the licensed veterinary technicians may undertake.

## **Private veterinary activities**

### **Section 33**

33.1. The Minister may, after consultation with the KVFS, prescribe Administrative Instruction of veterinarians exercising private veterinary activities, the definition of private veterinary activities, and the execution of private veterinary activities.

33.2. A practising private veterinarian has the following rights:

- a upon an agreement with the animal owner or the employer thereof, to receive remuneration or a salary for the veterinary medical care rendered to the animal;
- b to sell such drugs to the animal owner as are necessary for the treatment of the animal;
- c to write a prescription to the animal owner for the purchase of drugs and veterinary medical products in pharmacies;
- d to purchase drugs and veterinary medical products in pharmaceutical entities for the purposes of veterinary medical practice; and
- e to refuse the performance of veterinary medical care if the relevant work to be performed does not comply with the requisite professional qualifications of a veterinarian or is contrary to the provisions of this Law or other provisions under any legislative enactments on veterinary medicine and or the ethics of veterinary work as well as in cases where the animal owner does not ensure safe working conditions for the health and life of the veterinarian pursuant to the provisions of this Law or any rules made thereunder.

33.3. Licensed veterinary technicians may receive payment from the owners of the animals for the services they provide under supervision by a veterinarian.

## **Public veterinary activities**

### **Section 34**

34.1. The Minister may prescribe rules on the appointment of veterinarians in charge of public veterinary activities within the KVFS, and the execution of public veterinary activities.

34.2. A practising veterinarian has the following rights:

- a to enter into agreements with the KVS on taking of the measures specified in the preventive and monitoring programmes for infectious animal diseases, provided that the remuneration for such services shall be determined by the Minister in consultation with the CEO;
- b To enter into agreements with the KVFS, on a competitive basis, on the performance of services requiring veterinary expertise.

34.3. Licensed veterinary technicians may receive payment through the KVFS for approved services they may render, supervised by a licensed veterinarian. They may be required to submit reports of their activities and their observations of diseases of animals to the CEO on a regular basis and according to a prescribed format.

## **Breach of obligations**

### **Section 35**

35.1. When it is ascertained that a veterinarian or licensed veterinary technician has not fulfilled any obligation or condition determined under this Law, or has broken any provision of the

applicable Law, the KVFS may suspend or cancel the registration of the veterinarian or licensed veterinary technician from the Veterinarians' Register.

35.2. A veterinarian, or licensed veterinary technician may appeal to the Minister against cancellation or suspension of their registration.

## **Veterinary Inspection**

### **Section 36**

36.1. Establishments where animal health and safety of food of animal origin control is required will be undertaken by the ministry veterinary inspectors ,in accordance with their competence. They will have the following rights:

- a to visit, without previous notice, objects under public veterinary supervision, request documents and information, take samples for laboratory investigation in accordance with KVFS monitoring programmes and if there is suspicion that animals may have become ill with infectious animal diseases monitored by the KVS and suspicion or complaints regarding violations of laws and bylaws;
- b to suspend or temporary prohibit the activity of the entities under KVFS veterinary supervision, organization of animal competitions, markets, auctions, exhibitions and other events, if there is suspicion that animals may have become ill with an infectious disease, and if there is danger to human or animal health, as well as in cases when requirements of the law have been violated;
- c in cases of violations, to pursue denunciation note upon persons in accordance with procedures set out in regulatory enactments;
- d if necessary, can ask for assistance from the police and other law enforcement institutions, in order to ensure fulfillment of their tasks; and
- e to suspend sale of products of animal origin, if it presents a risk to human or animal health, as well as control liquidation or utilization of the relevant products.

36.2 .Veterinary inspectors may not:

- a participate, in the economic activity of the entities subject to control; and
- b perform veterinary work, including veterinary expertise, the results of which must be controlled by them.

36.3. Veterinary inspectors shall be responsible for the compliance of the orders issued, decisions taken and actions performed, with the requirements of regulatory enactments.

36.4. Orders and decisions of veterinary inspectors may be appealed to minister . Appellant, not satisfied with decisions minister may initiate a court procedure.

36.5. Appeal of orders and decisions of veterinary inspectors shall not suspend their fulfillment.

## **Veterinary Control on the Border Crossing and in Customs Warehouses**

### **Section 37**

37.1. The veterinary control on the Kosovo administrative border and boundary line in customs warehouses shall be performed by the veterinary Inspectors.

37.2. The competent authority shall determine:

- a import and transit freights subject to veterinary control;
- b border control points through which the freights subject to veterinary control may be transported;
- c requirements for the arrangement of the border control points in which veterinary control are performed, and the procedures for their approval;
- d disinfect – preventive points;
- e procedures by which veterinary control are performed on the State border and in customs warehouses;
- f procedures and price-list regarding the payment for veterinary control; and
- g procedures regarding issuance and presentation of the veterinary control certificates of the freights crossing the border.

**Functions and Duties of the Kosovo Veterinary Laboratory  
The Head of the Kosovo Veterinary Laboratory.**

**Section 38**

38.1. There shall be a Kosovo Veterinary Laboratory which shall exercise the functions and duties as are assigned to it by this Law, and which shall be headed by the Head of the Kosovo Veterinary Laboratory, being a licensed veterinarian. In the absence of an appointed Head of the Kosovo Veterinary Laboratory, all relevant public functions, duties and responsibilities shall be vested upon and executed by the CEO.

38.2. The Kosovo Veterinary Laboratory shall have the following functions :

- a to make reports to the veterinary services concerning veterinary pharmaceuticals;
- b to carry out post mortem examinations, microbiological analysis, laboratory diagnosis and analysis, and residues' testing;
- c To publish an annual surveillance report recording all examinations carried out and all diseases, infections and intoxications identified

**Functions in the veterinary field**

**Section 39**

The Kosovo Veterinary Laboratory shall perform its functions related to post mortem examinations, microbiological analysis, laboratory diagnosis and analysis or related to the identification of residues in accordance with internationally recognized procedures and standards and shall participate in comparative tests at international levels.

**Functions related to feeding stuffs**

**Section 40**

The Minister may prescribe Administrative Instruction to regulate the manner in which the Kosovo Veterinary Laboratory shall carry out research related to veterinary and public health on additives, and on undesirable products and substances that may be incorporated in feeding stuffs and products used in animal nutrition, and the methods to be used in the sampling and analysis of feeding stuffs and the assessment of products and additives.

## **Functions in the field of veterinary medicinal products**

### **Section 41**

41.1. The Kosovo Veterinary Laboratory:

- a shall assist the competent authority to decide upon any request made by the manufacturer, or by a duly authorized representative, of veterinary medicinal products employed in the care of animal health, for the purpose of obtaining authorization for the marketing of the products in accordance with the provisions of this Law;
- b shall draw up and update assessment reports on the results of analytical and pharmacotoxicological tests, and the clinical trials of veterinary medicinal products;
- c may test medicinal products, their active principles and, if necessary, intermediate products or other constituent materials, or may submit products for testing by another country's laboratory or by a laboratory designated for that purpose, in order to ensure that the testing methods and results described by the manufacturer in the application are satisfactory;
- d shall assist the competent authority to decide on the further use or otherwise of a veterinary medicinal product, in cases where an undesirable effect has been detected;
- e shall, upon a reference made to it for the purpose, test whether veterinary medicines or other undesirable substances have been used in a particular product;
- f shall advise KVFS on the production, introduction, distribution and use of veterinary medicinal products, and
- g shall study the epizootic state in country, and diagnose infective diseases of list A, zoonoses and toxic-infections, and shall assist in compiling measures and programmes in combating and preventing diseases.

41.2. The Minister may prescribe Administrative Instruction for the implementation of the provisions of this section.

## **Functions related to veterinary public health**

### **Section 42**

42.1. The Minister shall make rules under this Law with regard to the veterinary and hygiene requirements in slaughterhouses and the types of animals permitted to be slaughtered in slaughterhouses.

42.2. The KVFS shall organize and define the procedures for the ante-mortem and the post-mortem inspection of animals for slaughter.

42.3. Livestock, game, fish, bees and their products shall be distributed only after veterinary inspection and certification by an authorized veterinarian, and in compliance with his or her opinion regarding further utilization.

42.4. The owners of slaughterhouses shall be obliged to ensure that the necessary working conditions requisite for the proper performance of veterinary inspection are implemented.

42.5. Animal owners intending to sell animals for slaughter for human consumption shall have their animals slaughtered in a slaughterhouse approved by the CVO and in accordance with the determined procedures.

42.6. The Minister may make Administrative Instruction under this Law regarding the hygiene and inspection requirements in premises, including farms, which collect or process milk or milk

products and regarding the hygiene and inspection of premises which process meat or meat products

### **Assistance**

#### **Section 43**

For the purpose of enforcing the provisions of this Law, the KVFS may request the assistance of the members of the Police Services and other services, as the case may require and, for this purpose, there shall be a committee composed of representatives from the Police Services and other services, and which shall meet on a regular basis for the purpose of updating emergency and contingency plans. The KVFS may require such assistance:

- a where official veterinarians are empowered by the provisions of this Law, to carry out inspections and supervision in connection with the restriction of trading in animals, or the prohibition of the movement of persons or animals in a contaminated area;
- b in cases of outbreaks of major epizootics, for the prevention of the spreading of the disease and the suppression of contagious animal diseases; and
- c where official veterinarians are, while carrying out their duties and functions pursuant to provisions under this Law, confronted with physical resistance or otherwise obstructed, or when such resistance or obstruction is reasonably expected.

### **Obstruction of official veterinarian**

#### **Section 44**

No person shall :

- a assault, resist or willfully obstruct an official veterinarian in the exercise of his functions under this Law;
- b refuse or neglect to comply with any order or direction lawfully made or given under this Law;
- c without reasonable cause fail to :
  - i answer any question asked by an official veterinarian;
  - ii produce anything required to be produced, in pursuance to the provisions of this Law;
- d fail to allow a search or inspection under this Law;
- e prevent or attempt to prevent another person from complying with such orders or directions or from answering such questions, producing anything or allowing a search or inspection;
- f for the purposes of obtaining any license or permit, or for the purported compliance with any requirement to provide any information under this Law, provide information which he knows to be false in a material particular or recklessly provides information which is false.

### **Punitive provisions.**

#### **Section 45**

45.1. With a fine of 5.000 to 50.000 € for civil violation shall be punished a person if:

- Does not apply the ordered measure on preventing the occurrence of infectious diseases;

- Does not apply the ordered measure on combating and eradication of infectious diseases;
- Move or distribute animals in or out of the country without veterinary health certificate ;
- Import, export or transit animals and consignments subject to veterinary control outside designated border-crossing points and bypassing border veterinary control;
- Import or transit animals and products of animal origin in violation with restrictions or prohibitions of veterinary inspector;
- Slaughter animals without prior veterinary expertise;
- Exercise the activity in slaughterhouse which do not meet veterinary and hygienic requirements;
- Slaughter animals not meeting the conditions to be slaughtered in the slaughterhouse;
- Distribute meat products, game, dried and frozen fish products, and other non-processed products of animal origin without veterinary expertise from the authorized inspector ;
- Sell non-processed and final food products of animal origin with a sale limit .

45.2. With a fine of 500 to 30.000 € for civil violation shall be punished a person if:

- Does not undertake measures from articles 27 and 29 of this law;
- Without authorization exercise veterinary practice and expertise;
- Distribute or sell non-processed food products of animal origin or household food products of animal origin in non-authorized markets;
- Organize animal competitions, markets, auction, exhibition and other events involving animals, without the permission from competent inspector;
- Does not report diseases during transportation of animals ;
- Distribute products of animal origin without the authorization of KVFS;
- Does not complete the treatment of shot wild animals and their distribution according to designated procedures;
- Use medicals and pharmaceutical products unauthorized by KVFS;
- Does not meet the obligations from article 32 of this law;
- Does not report unburied dead bodies of wild animals;
- Interfere in registration of farms, animal ear tagging, marking of flocks or control of animal movement;
- Does not respect orders and decisions of veterinary inspector

45.3. Where any person is convicted of an offence against this Law, the Court may, in addition to any other penalty that it may impose, order that any instruments, appliances, products or substances used in the commission of the offence shall be forfeited and, shall be disposed of in such a manner as the Court may determine. on the advice of the expert.

45.4. Where there is a second or subsequent conviction pursuant to provisions under this Law, the person convicted shall, in addition to any other penalty, forfeit any license or permit, and any ancillary entry in any register made under this Law shall be cancelled for a period up to three



years. The person convicted may, at the discretion of the Court and in addition to any other penalty, also forfeit any fees paid for any license or permit.

#### **Section 46**

All payments that result from application of punitive provisions of this law shall be paid to the Kosovo Consolidated Budget.

#### **SRSG Reserved Powers.**

#### **Section 47**

All the functions reserved for the Special Representative of the United Nations General Secretary for Kosovo (SRSG) according to UNMIK regulation No. 2001/9 on Provisional Self Government Constitutional Framework, temporarily are subject to SRSG monitoring and approval.

#### **Final Provisions**

#### **Section 48**

This Law annuls every provision of the Veterinary Law in force which is in contradiction with it.

#### **Entry into Force.**

#### **Section 49**

The present law shall enter into force after adoption by the Assembly of Kosovo on the date of its promulgation by the Special Representative of the Secretary-General (SRSG).

**30.07.2004**

**UNMIK/REG/2004/28**

#### **FIRST SCHEDULE**

Diseases which are the subject of the notification referred to in article 8

Foot and mouth disease

Swine vesicular disease

Peste des petits ruminants

Lumpy skin disease

Bluetongue

African horse sickness

Classical swine fever

Newcastle disease  
Vesicular stomatitis  
Rinderpest  
Contagious bovine pleuropneumonia  
Rift Valley fever  
Sheep pox and goat pox  
African swine fever  
Highly pathogenic avian influenza  
Bovine spongiform encephalopathy  
Scrapie  
Anthrax  
Rabies  
Bovine tuberculosis  
Bovine brucellosis Caprine and ovine brucellosis  
Enzootic bovine leukosis  
Trichinosis

## SECOND SCHEDULE

Multiple species diseases  
Aujeszky's disease  
Echinococcosis/hydatidosis  
Heartwater  
Leptospirosis  
New world screwworm (*Cochliomyia hominivorax*)  
Old world screwworm (*Chrysomya bezziana*)  
Paratuberculosis  
Q fever

Sheep and goat diseases  
Caprine arthritis/encephalitis  
Contagious agalactia  
Contagious caprine pleuropneumonia  
Enzootic abortion of ewes (ovine chlamydiosis)  
Maedi-visna  
Nairobi sheep disease  
Ovine epididymitis (*Brucella ovis*)  
Ovine pulmonary adenomatosis  
Salmonellosis (*S. abortusovis*)

Swine diseases  
Atrophic rhinitis of swine  
Enterovirus encephalomyelitis  
Porcine brucellosis  
Porcine cysticercosis  
Porcine reproductive and respiratory syndrome  
Transmissible gastroenteritis

Lagomorph diseases  
Myxomatosis  
Rabbit haemorrhagic disease  
Tularemia

Fish diseases  
Epizootic haematopoietic necrosis  
Infectious haematopoietic necrosis

Oncorhynchus masou virus disease  
Spring viraemia of carp  
Viral haemorrhagic septicaemia

Crustacean diseases  
Taura syndrome  
White spot disease  
Yellowhead disease

Cattle diseases  
Bovine anaplasmosis  
Bovine babesiosis  
Bovine brucellosis  
Bovine cysticercosis  
Bovine genital campylobacteriosis  
Dermatophilosis  
Haemorrhagic septicaemia  
Infectious bovine rhinotracheitis/infectious pustular vulvovaginitis  
Malignant catarrhal fever  
Theileriosis  
Trichomonosis  
Trypanosomosis (tsetse-borne)

Equine diseases  
Contagious equine metritis  
Dourine  
Epizootic lymphangitis  
Equine encephalomyelitis (Eastern and Western)  
Equine infectious anaemia  
Equine influenza  
Equine piroplasmosis  
Equine rhinopneumonitis  
Equine viral arteritis  
Glanders  
Horse mange  
Horse pox  
Japanese encephalitis  
Surra (Trypanosoma evansi)  
Venezuelan equine encephalomyelitis

Avian diseases  
Avian chlamydiosis  
Avian infectious bronchitis  
Avian infectious laryngotracheitis  
Avian mycoplasmosis (M. gallisepticum)  
Avian tuberculosis  
Duck virus enteritis  
Duck virus hepatitis  
Fowl cholera  
Fowl pox  
Fowl typhoid  
Infectious bursal disease (Gumboro disease)  
Marek s disease  
Pullorum disease

Bee diseases  
Acariosis of bees  
American foulbrood  
European foulbrood  
Nosemosis of bees  
Varroosis

Mollusc diseases  
Bonamiosis (*Bonamia ostreae*, *B. exitiosus*, *Mikrocytos roughleyi*)  
Martelliosis (*Marteilia refringens*, *M. sydneyi*)  
Mikrocytosis (*Mikrocytos mackini*)  
MSX disease (*Haplosporidium nelsoni*)  
Perkinsosis (*Perkinsus marinus*, *P. olseni/atlanticus*)

Other diseases  
Leishmaniosis

### **THIRD SCHEDULE**

#### **PART A**

Veterinary medicinal products developed by means of one of the following biotechnological processes:

1. recombinant DNA technology,
2. controlled expression of genes coding for biologically active proteins in prokaryotes and eukaryotes including transformed mammalian cells,
3. hybridoma and monoclonal antibody methods

Veterinary medicinal products, including those not derived from biotechnology, intended primarily for use as performance enhancers in order to promote the growth of treated animals or to increase yields from treated animals.

#### **PART B**

Veterinary medicinal products developed by other biotechnological processes which, in the opinion of the Kosovo Veterinary Laboratory, constitute a significant innovation.

Veterinary medicinal products administered by means of new delivery systems which, in the opinion of the Kosovo Veterinary Laboratory, constitute a significant innovation.

Veterinary medicinal products presented for an entirely new indication which, in the opinion of the Kosovo Veterinary Laboratory, is of significant therapeutic interest.

Veterinary medicinal products based on radio-isotopes which, in the opinion of the Kosovo Veterinary Laboratory, are of significant therapeutic interest.

Veterinary medicinal products the manufacture of which employs processes which, in the opinion of the Kosovo Veterinary Laboratory, demonstrate a significant technical advance such as two-dimensional electrophoresis under micro-gravity.

Veterinary medicinal products intended for use in food producing animals containing a new active substance which, on the date of entry into force of this Law, was not authorized by Kosovo for use in food-producing animals.

### **PART C**

Genetically modified organism (GMO) means an organism in which the genetic material has been altered in a way that does not occur naturally by mating and, or natural recombination.

Within the terms of this definition genetic modification occurs at least through the use of the techniques of genetics, which are inter alia:

1. recombinant DNA techniques using vector systems;
2. techniques involving the direct introduction into an organism of heritable material prepared outside the organism including micro-injection, macro-injection and micro-encapsulation;
3. cell fusion (including protoplast fusion) or
4. hybridization techniques where live cells with new combinations of heritable genetic material are formed through the fusion of two or more cells by means of methods that do not occur naturally.

The techniques which are not considered to result in genetic modification, on condition that they do not involve the use of recombinant DNA molecules or GMOs, are:

1. polyploidy induction,
2. in vitro fertilization,
3. conjugation, transduction, transformation or any other natural process.