

Mission Report

Twining Project : BA05-IB-AG-01

Name of Expert: DR. BAMBAUER	
Activity No. 2.2	Date(s) of visit: 04.06. – 05.06.2007

1. Identification

- Activities to be undertaken according to the Terms of Reference
 - 1.) Meeting with the CVO of BiH and the CVO of the Entities (Task Force Legislation)
 - 2.) Conclusions about the formal installation and start of a working group legislation.
- Persons met:
 - Dr. Bagaric (CVO, BiH)
 - Dr. Rajkovic (CVO, Federation),
 - Dr. Nedic (CVO, Republica Srpska),
 - Dr. Nihad Fejsic, Deputy Director, State Veterinary Service
 - Dr. Schollmeyer (RTA, BA05-IB-AG-01)
 - Zorana Mehmedbasic, State Veterinary service
 - Dr. Edin Lendo, RTA Assistant

2. Description of activities during visit

- Preparation of the meeting with the competent CVOs from State and Entity level
- Meeting with CVOs from State and Entity Level
- Discussion and preparation of conclusions from the meeting

An office note describing the mission and the progression on the meeting on the 04.06., with conclusions and recommendations has been provided at the end of the mission.

3. Results

The mission targets were:

- Promotion of the creation of a working group for the drafting of veterinary legislation in BiH; the working group should be composed out of members from the State and Entity Veterionar Services.

Result:

Agreement about the creation of a working group legislation composed out of members of the State and Entity veterinary Services:

Present on the meeting on the 04.06.2007 were: Dr. Bagaric (CVO, BiH), Dr. Rajkovic (CVO, Federation), Dr. Nedic (CVO, Republica Srpska), Dr. Schollmeyer (RTA, BA05-IB-AG-01), Dr. Bambauer (STE).

Result of this meeting was the agreement of the State and Entity Veterinary Services (Federation and Republica Srpska) about the formal installation of a working group legislation.

It was agreed that the working group shall have the following tasks:

- Collection of the entire secondary veterinary legislation in BiH. The collected secondary legislation should be grouped: (a) secondary legislation which is not needed (anymore or at all), (b) secondary legislation which needs amendments (in order to be in line with EU provisions) and (c) secondary legislation in line with EU legislation already.
- Drawing tables of concordance (comparing the existing secondary BiH legislation with the EU legislation) for the secondary legislation of group (b) and (c).
- Drafting amendments of the secondary legislation wherever needed
- Drafting new secondary legislation for certain diseases, if non existent, in line with the EU provisions.
- Drafting proposals for amending the veterinary law (not priority).

It was agreed that the group should work under the following conditions:

- (1) Instalment of the working group formally by the CVO of BiH
- (2) Group <members are nominated by the Entities including Brcko District and the State.
- (3) It is aimed to have 7 persons in the working group (2 RS, 2 Federation, 2 State, 1 Brcko)

- (4) The group is supervised by the CVO and the heads of the veterinary services of the Entities including Brcko District.
- (5) The group shall meet 2 times per month and provide a work report every two month
- (6) The members of the working group shall be remunerated
- (7) The working group members should determine among themselves a chairman responsible for the organisation of the working group and the meetings.

The notes and remarks as described under Result 2 of the first mission report of Dr. Bambauer are still valid and actual.

The following examples for tables of concordance comparing the EU provisions with the existing or drafted provisions in the country are attached:

ANNEX A

Format of a list for comparison of all veterinary legislation in BIH with correspondence with EU Directives, Decisions and Regulations.

ANNEX B

Contingency Table comparing EU Regulation 999/2001 with the national legislation (Column 2 contains the national legislation). In case of Bosnia column 2 has to be replaced with the national legislation of Bosnia on the referring subject (rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies).

Annex C

Contingency Table comparing Council directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products with the National Legislation. In case of Bosnia column 2 has to be replaced with the national legislation of Bosnia on the referring subject.

Annex D

Example of a contingency table regarding animal ID and movement control. This example involved more than one EU Regulation and Directive for harmonisation.

Critical Points of Concern:

1. The creation of ministerial working groups for the drafting of legislation or the evaluation of legislation with tables of concordance (i.e. if the EU requirements are met) is a very usual tool of working in EU MS or in EU associated countries. It is difficult to explain why this process tool such a long time in Bosnia.
2. The statements as received at occasion of the last mission about the level of harmonisation of EU legislation and the enforcement of this legislation was somehow contradictory to the statements as provided at the meeting on the 04.06. (see office note from the 05.06.)
3. A realistically estimation of the situation is precondition to all activities on the veterinary sector including project activities. Without realistically estimation of the situation money and efforts are very likely applied without the planned success and sustainability.

4. Next steps

Please provide details of any follow-up actions:

ACTIVITY NO.	DESCRIPTION	PERSON RESPONSIBLE	DATE
	Formal Installation of the working group	Dr. Bagaric	June 2007
	Workshop on the progress of the working group	Dr. Bambauer	

5. Conclusion

The formal installation of a working group entrusted with the task of drafting veterinary legislation in a certain time frame seems to be the key for progress in this matter.

The undersigning experts would assist reviewing the situation and the work of the working group in September/October 2007.

6. Date and Signature of Expert

Warszawa, 18.06.2007

Dr. Bambauer,

ANNEXES

ANNEX A

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