ENGLISH TRANSLATION BY CANIS ETHICA
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October 16th, 2017 at 18:23

Your complaint form has been successfully submitted

To: thane@canisethica.org

Thank you for having completed the form. The European Commission will process it promptly.

Are you submitting this form on your own behalf? Yes.
Business or organization: CANIS ETHICA
Title: Ms.
First name: Thilo
Surname: HANE
E-mail: thane@canisethica.org
Language: French
Street and number: 8 rue de la Roche
Postcode: 35400
Town: Saint Malo
Country: France
Telephone: 0670276352
Official contact for all correspondence: representative

Authority complained about name: Ministry of Agriculture of France
Authority complained about telephone: 0149554955
Authority complained about address: 78 rue de Varenne
Authority complained about postcode: 75349
Authority complained about town: Paris 07 SP
Authority complained about country: France

National measures suspected to infringe Union law:

The Decree of 10 October 2008 on the conditions and modalities for the anti-rabies vaccination of domestic animals in its article 3 contravenes the EU legislation by allowing the manufacturers of veterinary immunological medicines to decide on a period of inferior immunity on French soil denying French owners the scientific breakthroughs the rest of Europe enjoys for the same products, which goes against the harmonization of veterinary protocols and products and animal welfare within the EU.

EU law you think has been breached:

Directive 2004/28 / EC of the European Parliament and of the Council of 31 March 2004 amending Directive 2001/82 / EC of 6 November 2001 on the Community code relating to veterinary medicinal products.

Problem description:

French pet owners are discriminated on the European market of veterinary immunological products because those sold in France have a duration of immunity (DOI) of 1 year and the same sold in Europe have a DOI of 3 years because of the Article that does not take into account the Directive. The Order allows manufacturers to set their DOIs and ignore the scientific advances they make available to the rest of the EU. Any regulation concerning the manufacture and distribution of veterinary medicinal products must have the essential objective of safeguarding the health and welfare of animals as well as public health; however, by ignoring the Directive, the Ministry is promoting a 3-fold increase in risk-taking for French owners to have their animals develop serious adverse effects causing death following vaccination. According to the National Agency for Veterinary Medicinal Products (ANMV), each year, 71% of reports transmitted for domestic animals concerning cases of serious adverse reactions are due to vaccines. Finally, the number of pharmacovigilance declarations that are sent directly to the ANMV increases each year by more than 40%

INTERVET sells its vaccine with a 1 year DOI in France yet 3 years in Europe

France _ vaccine name:	NOBIVAC RAGE
France _ Market authorization:	FR/V/6607786 8/1985
France _ strain:	PASTEUR RIV
France _ DOI:	1 year
Belgium _ vaccine name:	NOBIVAC RABIES
Belgium _ Market authorization:	BE-V138686
Belgium _ strain:	PASTEUR RIV
Belgium _ DOI:	3 years
Ireland _ vaccine name:	NOBIVAC RABIES
Ireland _ Market authorization:	VPA 10996/170/001
Ireland _ strain:	PASTEUR RIV
Ireland _ DOI:	3 years

ZOETIS sells its vaccine with a 1 year DOI in France yet 3 years in Europe

France _ vaccine name:	ENDURACELL R MONO
France _ Market authorization:	FR/V/3097009 8/1988
France _ strain:	FLURY LEP
France _ DOI:	1 year
Belgium _ vaccine name:	RABDOMUN
Belgium _ Market authorization:	BE-V119883
Belgium _ strain:	FLURY LEP
Belgium _ DOI:	3 years

Does the Member State concerned receive EU funding relating to the subject of your complaint: No

Does your complaint relate to a breach of the EU Charter of Fundamental Rights? I don't know

List of documents:

- Sent letters and replies received from pharmaceutical firms
- Letter sent and reply received from the OIE
- Letter sent and reply received from the Ministry of Agriculture
- Parliamentary questions
- Complaint filed and response received from Defender of Human Rights
- Letter sent and reply received from the President of the Republic F. HOLLANDE
- Letter sent to the President of the Republic E. MACRON
- Letters of French veterinarians denouncing the over-vaccination of domestic animals in France
- Letter of a Veterinarian formerly member of the Bureau of the French National Order of Veterinarians
- Letter of a Belgian veterinarian witnessing the over-vaccination of domestic animals in France and the recourses / ploys used by the French owners of domestic animals to stop there.
- Press articles
- Extracts from radio broadcasts

Have you already taken action in the Member State concerned to try to solve this problem? Yes

What action have you already taken in the Member State concerned to tackle the problem? Legal action

What type of decision(s) resulted from your action:

December 2015	Letters to Pharmaceutical Laboratories
February 2016	Letter to the President of the World Organization for Animal Health
March 2016	Letter to the Ministry of Agriculture, Agri-Food and Forestry
January 2017	Letter to the French National Ombudsman: The Defender of Human Rights
April 2017	Letter to the President of the Republic M. F. HOLLANDE
August 2017	Letter to the President of the Republic Mr. E.MACRON

Has your action been settled by a court or is pending before a court:
The Defender of Human Rights
Decision: does not fall within the Defender of Human Rights competences

Have you already contacted EU institutions or other services dealing with problems of this nature:
Commissions

European Commission complaint: CHAP(2017)02823

Do you authorize the Commission to disclose your identity: yes

Submission made: 2017-10-16 6:23pm