

STATUTORY INSTRUMENTS

**2007 No. 3277**

**ANIMALS, ENGLAND**

**ANIMAL HEALTH**

**The Animals and Animal Products (Import and Export) (England) (Amendment) Regulations 2007**

*Made - - - - 14th November 2007*  
*Laid before Parliament 16th November 2007*  
*Coming into force - - 17th November 2007*

The Secretary of State is designated <sup>M1</sup> for the purposes of section 2(2) of the European Communities Act 1972 <sup>M2</sup> in relation to the common agricultural policy of the European Community.

The Secretary of State makes these Regulations in exercise of the powers conferred by that section.

**Marginal Citations**

**M1** SI 1972/1811.  
**M2** 1972 c. 68.

**Title, application and commencement**

1. These Regulations may be cited as the Animals and Animal Products (Import and Export) (England) (Amendment) Regulations 2007, apply in England and come into force on 17th November 2007.

**Amendment of the Animals and Animal Products (Import and Export) (England) Regulations 2006**

2.—(1) The Animals and Animal Products (Import and Export) (England) Regulations 2006 <sup>M3</sup> are amended as follows.

<sup>F1</sup>(2) .....

(3) In regulation 2, after paragraph (2) insert—

“(3) In this regulation “pet” means any animal of a species listed in Annex I to Regulation (EC) No. 998/2003.”.

- (4) For the heading of Part 3 substitute— “ Third Country Imports ”.
- (5) After regulation 27 insert—

## **“PART 4A**

### Third Country Exports

#### **Application of Part 4A**

**27A.** This Part shall apply in respect of any animal, semen, ovum or embryo exported other than to a member State.

#### **Exports to third countries**

**27B.**—(1) A person must not export any animal, semen, ovum or embryo to a third country unless it complies with the relevant provisions of the instrument listed in Schedule 8A.

(2) If an inspector has reasonable cause to suspect that a person intends to export any animal, semen, ovum or embryo in contravention of this regulation he may by notice served on that person, his representative or the person appearing to him to be in charge of the animal, semen, ovum or embryo, prohibit that export and require the person on whom the notice is served to take the animal, semen, ovum or embryo to such places as may be specified in the notice and to take such further action in relation to it as may be specified in the notice.

(3) If a notice served under paragraph (2) is not complied with, an inspector may seize any animal, semen, ovum or embryo to which it relates and arrange for the requirements of the notice to be complied with.”.

- (6) At the end of Part I of Schedule 3, insert—

#### **“Bluetongue susceptible animals**

**16.** Instrument: Commission Regulation (EC) No. 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue (OJ No. L283, 27.10.2007, p. 37).

Relevant provisions in that instrument: Articles 7(1), 7(2), 7(4), 8(1), 8(3), 8(4)(a) and (b), 8(6) and 9, and Annex III.”.

(7) For the heading of Schedule 7 substitute— “ Community legislation in relation to imports from third countries ”.

- (8) After Schedule 8 insert—

#### **“SCHEDULE 8A**

#### Community legislation in relation to exports to third countries

#### **Bluetongue susceptible animals**

**1.** Instrument: Commission Regulation (EC) No. 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue (OJ No. L283, 27.10.2007, p. 37).

Relevant provisions in that instrument: Articles 7(1), 7(2), 7(4), 8(1), 8(3), 8(4)(a) and (b), 8(6) and 9, and Annex III.”.

**F1** [Reg. 2\(2\)](#) revoked (15.1.2009) by [The Animals and Animal Products \(Import and Export\) \(England\) \(Amendment\) Regulations 2008 \(S.I. 2008/3203\)](#), regs. 1(c), **3**

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**Marginal Citations**

**M3** SI 2006/1471 as last amended by SI 2007/1621.

Department for Environment, Food and Rural  
Affairs

*Jeff Rooker*  
Minister of State

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Animals and Animal Products (Import and Export) (England) Regulations 2006 (SI 2006/1471) (the “principal Regulations”), to take account of Commission Regulation (EC) No. 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue.

The amendments to the principal Regulations—

- (a) regulate the export of live bluetongue susceptible animals, and their semen, ova and embryos to other member States and third countries (regulation 2(5), (6) and (8));
- (b) provide powers for inspectors to prohibit exports to third countries, and seize consignments of live animals destined for third countries (regulation 2(5)); and
- (c) define “pet” in regulation 2(3) of the principal Regulations (regulation 2(3)).

An impact assessment has not been prepared for these Regulations.

**Changes to legislation:**

There are currently no known outstanding effects for the The Animals and Animal Products (Import and Export) (England) (Amendment) Regulations 2007.