

[^{F1}SCHEDULE 5

Application of, derogations from, and modifications to, Part 3 in relation to territories subject to special transitional import arrangements

Textual Amendments

F1 Sch. 5 inserted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **33**

PART 2

Derogations from, and modifications to, Part 3 of these Regulations

Derogation from regulation 14: timing of notification of importation

5.—(1) Regulation 14 does not apply to relevant goods.

(2) From 1st January 2021, relevant goods of the following descriptions must be pre-notified at least one working day before the expected time of arrival at a point of entry into England—

- (a) live animals;
- (b) germinal products;
- (c) animal by-products comprising—
 - (i) Category 1 material;
 - (ii) Category 2 material;
 - (iii) processed animal protein derived from Category 3 material,

but where the importer can provide evidence of a logistical constraint preventing such notification, that requirement may be satisfied by notification of its expected time of arrival at least four hours in advance.

(3) [^{F2}Subject to sub-paragraph (3A), from 1st January 2022], relevant goods consisting of products of animal origin [^{F3}or animal by-products not already covered by paragraph (2)(c)] must be pre-notified at least one working day before the expected time of arrival at a point of entry into England; but where the importer can provide evidence of a logistical constraint preventing such notification, that requirement may be satisfied by notification of its expected time of arrival at least four hours in advance.

[^{F4}(3A) [^{F5}Sub-paragraph (3)] does not apply to relevant goods which—

- (a) are within the scope of Article 7 or Article 10 of Commission Delegated Regulation (EU) 2019/2122 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers’ personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market; ^{F6}...

^{F6}(b)

^{F7}(3B)]

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Changes to legislation: There are currently no known outstanding effects for the The Trade in Animals and Related Products Regulations 2011, Paragraph 5. (See end of Document for details)

^{F8}(3C) In relation to the relevant goods referred to in sub-paragraph (3) entering England from the Republic of Ireland on or after 31st January 2024, the requirement that the goods be pre-notified before entry does not apply where the condition in sub-paragraph (3D) is met.

(3D) The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into England, have passed through the Republic of Ireland and have not passed through any other country or territory.]

(4) For the purposes of this paragraph—

- (a) “Category 1 material”, “Category 2 material” and “Category 3 material” have the meanings given in Articles 8 to 10 of Regulation (EC) No 1069/2009;
- (b) “processed animal protein” has the meaning given in point 5 of Annex I to Commission Regulation (EU) No 142/2011];

[^{F9}(c) “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020.]

Textual Amendments

- F2** Words in Sch. 5 para. 5(3) substituted (30.12.2021) by The Official Controls (Extension of Transitional Periods) (England and Wales) (Amendment) (No. 2) Regulations 2021 (S.I. 2021/1443), regs. 1(1)(b), **3(2)(a)(i)(aa)**
- F3** Words in Sch. 5 para. 5(3) inserted (30.12.2021) by The Official Controls (Extension of Transitional Periods) (England and Wales) (Amendment) (No. 2) Regulations 2021 (S.I. 2021/1443), regs. 1(1)(b), **3(2)(a)(i)(bb)**
- F4** Sch. 5 para. 5(3A)(3B) inserted (30.12.2021) by The Official Controls (Extension of Transitional Periods) (England and Wales) (Amendment) (No. 2) Regulations 2021 (S.I. 2021/1443), regs. 1(1)(b), **3(2)(a)(ii)**
- F5** Words in Sch. 5 para. 5(3A) substituted (31.1.2024) by The Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 (S.I. 2024/20), regs. 1(1), **5(3)(a)(i)(aa)**
- F6** Sch. 5 para. 5(3A)(b) omitted (31.1.2024) by virtue of The Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 (S.I. 2024/20), regs. 1(1), **5(3)(a)(i)(bb)**
- F7** Sch. 5 para. 5(3B) omitted (31.1.2024) by virtue of The Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 (S.I. 2024/20), regs. 1(1), **5(3)(a)(ii)**
- F8** Sch. 5 para. 5(3C)(3D) inserted (31.1.2024) by The Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 (S.I. 2024/20), regs. 1(1), **5(3)(a)(iii)**
- F9** Sch. 5 para. 5(4)(c) inserted (31.1.2024) by The Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 (S.I. 2024/20), regs. 1(1), **5(3)(a)(iv)**

Changes to legislation:

There are currently no known outstanding effects for the The Trade in Animals and Related Products Regulations 2011, Paragraph 5.