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STATUTORY INSTRUMENTS

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**2019 No. 795**

**The Import of and Trade in Animals and Animal Products (Amendment etc.) (EU Exit) Regulations 2019**

**PART 4**

Amendments to retained direct EU legislation

**Commission Decision 2007/25/EC as regards certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the Community**

**20.**—(1) Commission Decision 2007/25/EC as regards certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the Community is amended as follows.

(2) In Article 1—

(a) in paragraph 1—

(i) in the wording before point (a), for “Member States”, substitute “The appropriate authority”,

(ii) in point (b)(ii), for the words “Member State” to the end, substitute “United Kingdom in approved quarantine premises”,

(iii) in point (b)(v)—

(aa) omit “within the Union”,

(bb) omit the two references to “into the Union”;

(b) in paragraph 2, for “provided for in Annex 2”, substitute “as published by the appropriate authority from time to time”;

(c) in paragraph 3, for “in accordance with Annex III”, substitute “as published by the appropriate authority from time to time”;

(d) after paragraph 3, insert—

“4. In this Decision:

“the appropriate authority” means the Secretary of State (in relation to England), the Welsh Ministers (in relation to Wales), the Scottish Ministers (in relation to Scotland) and the Department of Agriculture, Environment and Rural Affairs (in relation to Northern Ireland); but “the appropriate authority” is the Secretary of State if consent is given by:

(a) in relation to Wales, the Welsh Ministers;

(b) in relation to Scotland, the Scottish Ministers;

(c) in relation to Northern Ireland, the Department of Agriculture, Environment and Rural Affairs;

“third country” means any country other than a member State or the British Islands.”.

- (3) In Article 2—
  - (a) in paragraph 1—
    - (i) for “Member States”, substitute “The appropriate authority”,
    - (ii) for the first reference to “Community territory”, substitute “the United Kingdom”,
    - (iii) for “authorities”, substitute “authority”,
    - (iv) omit the second reference to “into Community territory”;
  - (b) in paragraph 2—
    - (i) for “Member States”, substitute “The appropriate authority”,
    - (ii) for “authorities”, substitute “authority”,
    - (iii) omit “and immediately inform the Commission thereof”;
  - (c) in paragraph 3—
    - (i) for “Each Member State”, substitute “The appropriate authority”,
    - (ii) for “the other Member States and to the Commission”, substitute “the appropriate authorities in the other parts of the United Kingdom”.
- (4) In Article 3, for “onto Community territory”, substitute “into the United Kingdom”.
- (5) Omit Articles 4, 6 and 7.
- (6) Omit Annex 2.
- (7) Omit Annex 3.