
WELSH STATUTORY INSTRUMENTS

2002 No. 3230 (W.307)

AGRICULTURE, WALES

**The Products of Animal Origin (Third Country Imports)
(Wales) (Amendment) (No.2) Regulations 2002**

Made - - - - 23rd December 2002

Coming into force - - 1st January 2003

The National Assembly for Wales being designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to the common agricultural policy of the European Community, in exercise of the powers conferred on it by the said section 2(2) makes the following Regulations:

Title, commencement and application

1. These Regulations may be cited as the Products of Animal Origin (Third Country Imports) (Wales) (Amendment) (No.2) Regulations 2002; they apply in relation to Wales and come into force on 1st January 2003.

Amendments to the Products of Animal Origin (Third Country Imports) (Wales) Regulations 2002

2.—(1) The Products of Animal Origin (Third Country Imports) (Wales) Regulations 2002⁽³⁾ are amended in accordance with this regulation.

(2) For regulation 3 there shall be substituted—

“Exemptions for trade samples

3. These Regulations do not apply to products introduced into Wales from a third country with the previous written authorisation of the National Assembly as trade samples, for exhibition or for particular studies or analyses.

(1) S.I. 1999/2788.

(2) 1972 c. 68.

(3) S.I. 2002/1387 (W.136).

Other exemptions

3A.—(1) Part III, with the exception of regulations 15, 21 and 25, and parts IV to IX do not apply in the circumstances set out in this regulation.

(2) Meat, meat products, milk and milk products from Greenland, the Faroe Islands, the Republic of Iceland, the Principality of Andorra, San Marino, Liechtenstein, Switzerland, Estonia, Lithuania, Latvia, Poland, Czech Republic, Slovakia, Hungary, Slovenia, Romania, Bulgaria, Malta and the Republic of Cyprus may be introduced into Wales in the personal luggage of a traveller which are intended for his or her personal consumption, taking into account the nature of the product and the quantity of it that could reasonably be consumed by an individual.

(3) Powdered infant milk, infant food, and special foods required for medical reasons containing meat, meat products, milk, or milk products may be introduced into Wales from a third country not specified in paragraph (2) if they—

- (a) are carried in the personal luggage of a traveller and are intended for his or her personal use or consumption, taking into account the nature of the product and the quantity of it that could reasonably be consumed by an individual;
- (b) do not require refrigeration before opening;
- (c) are packaged proprietary brand products for direct sale to the final consumer; and
- (d) are contained in unbroken packaging.

(4) Products which are not covered by paragraph (2) and (3) may be introduced into Wales if they are in the personal luggage of a traveller and intended for his personal consumption or if they are sent by post or carrier and addressed to a private individual in Wales otherwise than by way of trade or as a trade sample and if—

- (a) they are not meat, meat products, milk or milk products;
- (b) their total weight does not exceed one kilogram; and
- (c) they either come from a third country or part of a third country which satisfies the conditions laid down in paragraph (5) or have undergone heat treatment in a hermetically sealed container to an F_0 value of 3.00 or more.

(5) The conditions referred to in paragraph (4)(c) are that the third country or part of a third country—

- (a) appears on a list of third countries or parts of third countries from which Member States shall authorise the importation of the product or products concerned, established by a Community instrument in force on 1st January 2003; and
- (b) is not one from which importation of the product or products concerned is prohibited by any Community instrument in force on that date.

(6) In this regulation “meat”, “meat products”, “milk” and “milk products” mean products of those types covered by the Directives listed in Schedule 3 and “meat” includes meat preparations.”.

(3) In paragraph (3) of regulation 53 the words, “or, where the charge was paid to the Agency, by the Secretary of State for Health,” are omitted.

(4) The following paragraph is inserted after paragraph (4) of regulation 53—

“(5) Where there is an appeal under paragraph (3), the independent person referred to in that paragraph shall consult with the National Assembly or the Agency, as the case may be, and, if then satisfied that the amount of the charge is unreasonable, shall so inform the National Assembly or the Agency, who shall recalculate the amount of the charge in accordance with any directions given by the independent person and repay to the person who has paid the charge the difference between the original charge and the recalculated charge.”.

(5) In Regulations 63(1) for the words “except the products referred to in regulation 3(1) and (2)” there shall be substituted the words “except the products referred to in regulations 3 and 3A”.

(6) For Schedule 2 there shall be substituted the Schedule to these Regulations.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(4).

23rd December 2002

Mike German
Assembly Deputy First Minister

SCHEDULE

Regulation 2(6)

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SCHEDULE 2

Regulation 2(1)

PART I**PROVISIONS COMMON TO SEVERAL CATEGORIES OF PRODUCT****A.***Maximum residue limits and contaminants*

1. Council Regulation (EEC) No. 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin (OJ No. L224, 18.8.90, p.1) as last amended by Commission Regulation (EC) No. 77/2002 (OJ No. L16, 18.1.2002, p.9).

2. Council Directive 96/23/EC on measures to monitor certain substances and residues thereof in live animals and animal products and repealing Directives 1985/358/EEC and 1986/469/EEC and Decisions 1989/187/EEC and 1991/664/EEC (OJ No. L125, 23.5.96, p. 10).

3. Commission Decision 2000/159/EC on the provisional approval of residue plans of third countries according to Council Directive 96/23/EC (OJ No. L51, 24.2.2000, p.30), as last amended by Commission Decision 2002/336/EC (OJ No. L116, 3.5.2002, p.51).

4. Commission Regulation (EC) No. 466/2001 setting maximum levels for certain contaminants in foodstuffs (OJ No. L77, 16.3.2001, p.1) as last amended by Commission Regulation (EC) No. 563/2002 (OJ No. L86, 3.4.2002, p.5).

B.*Transmissible spongiform encephalopathies*

5. Council Decision 2000/766/EC concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein (OJ No. L306, 7.12.2000, p.32).

6. Regulation (EC) No. 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control, and eradication of certain transmissible spongiform encephalopathies (OJ No. L147, 31.5.2001, p.1) as last amended by Commission Regulation (EC) No. 270/2002 (OJ No. L45, 15.2.2002, p.41).

C.*Protective measures — multiple products***Brazil**

7. Commission Decision 2002/794/EC (OJ No. L276, 12.10.2002, p. 66).

Thailand

8. Commission Decision 2002/251/EC (OJ No. L84, 28.3.2002, p.77).

Ukraine

9. Commission Decision [2002/805/EC](#) (OJ No. L278, 16.10.2002, p. 24).

PART II

FRESH MEAT OF BOVINE, OVINE AND CAPRINE ANIMALS AND SWINE A.

General Provisions

10. Council Directive [64/433/EEC](#) on health problems affecting intra-Community trade in fresh meat (OJ No. L121, 29.7.64, p. 2012/64) as amended and updated by Council Directive [91/497/EC](#) (OJ No. L268, 24.9.91, p.69) and last amended by Council Directive [95/23/EC](#) (OJ No. L243, 11.10.95, p.7).

11. Council Directive [72/462/EEC](#) on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat and meat products from third countries (OJ No. L302, 31.12.72, p.28) as last amended by Council Regulation (EC) No. [1452/2001](#) (OJ No. L198, 21.7.2001, p.11).

12. Council Directive [77/96/EEC](#) on the examination for *trichinae* (*trichinella spiralis*) upon importation from third countries of fresh meat from domestic swine (OJ No. L26, 31.1.77, p.67), as last amended by Council Directive [94/59/EC](#) (OJ No. L315, 8.12.94, p.18).

B.

Third countries from which fresh meat may be imported

Council Decision [79/542/EEC](#) drawing up a list of third countries from which the Member States authorize imports of bovine animals, swine, equidae, sheep and goats fresh meat and meat products (OJ No. L146, 14.6.79, p.15) as last amended by Commission Decision [2001/731/EC](#) (OJ No. L274, 17.10.2001, p.22).

C.

Third country establishments from which fresh meat may be imported

13. Commission Decision [95/408/EC](#) on conditions for drawing up, for an interim period, provisional lists of third country establishments from which Member States are authorized to import certain products of animal origin, fishery products or live bivalve molluscs (OJ No. L243, 11.10.95, p.17) as last amended by Commission Decision [2001/4/EC](#) (OJ No. L2, 5.1.2001, p.21).

Argentina

14. Commission Decision [81/91/EEC](#) (OJ No. L58, 5.3.81, p.39), as amended by Commission Decision [86/392/EEC](#) (OJ No. L228, 14.8.86, p.44).

Australia

15. Commission Decision [83/384/EEC](#) (OJ No. L222, 13.01.83, p.36), as amended by Commission Decision [86/389/EEC](#) (OJ No. L228, 14.8.86, p.34).

Botswana

16. Commission Decision [83/243/EEC](#) (OJ No. L129, 19.5.83, p.70).

Brazil

17. Commission Decision [81/713/EEC](#) of 28th July 1981 (OJ No. L257, 10.9.81, p.28), as last amended by Commission Decision [89/282/EEC](#) (OJ No. L110, 21.4.89, p.54).

Bulgaria

18. Commission Decision [87/735/EEC](#) (OJ No. L311, 8.11.82, p.16).

Canada

19. Commission Decision [87/258/EEC](#) (OJ No. L121, 9.5.87, p.50).

Chile

20. Commission Decision [87/124/EEC](#) (OJ No. L51, 20.2.87, p.41).

Croatia

21. Commission Decision [93/26/EEC](#) (OJ No. L16, 25.1.93, p.24).

Czech Republic

22. Commission Decision [93/546/EEC](#) (OJ No. L266, 27.10.93, p.31).

Greenland

23. Commission Decision [85/539/EEC](#) (OJ No. L334, 12.12.85, p.25).

Hungary

24. Commission Decision [82/733/EEC](#) (OJ No. L311, 8.11.82, p.10), as amended by Commission Decision [86/245/EEC](#) (OJ No. L163, 19.6.86, p.49).

Iceland

25. Commission Decision [84/24/EEC](#) (OJ No. L20, 25.1.84, p.21).

Former Yugoslav Republic of Macedonia

26. Commission Decision [95/45/EC](#) (OJ No. L51, 8.3.95, p.13).

Lithuania

27. Commission Decision [2001/827/EC](#) (OJ No. L308, 27.11.2001, p.39).

Madagascar

28. Commission Decision [90/165/EEC](#) (OJ No. L91, 6.4.90, p.34).

Malta

29. Commission Decision [87/548/EEC](#) (OJ No. L327, 18.11.87, p.28).

Mexico

30. Commission Decision [87/424/EEC](#) (OJ No. L228, 15.8.87, p.43).

Morocco

31. Commission Decision [86/65/EEC](#) (OJ No. L72, 15.3.86, p.40).

Namibia

32. Commission Decision [90/432/EEC](#) (OJ No. L223, 18.8.90, p.19).

New Zealand

33. Commission Decision [83/402/EEC](#) (OJ No. L223, 24.8.83, p.24), as amended by Commission Decision [86/432/EEC](#) (OJ No. L253, 5.9.86, p.28).

Paraguay

34. Commission Decision [83/423/EEC](#) (OJ No. L238, 27.8.83, p.39).

Poland

35. Commission Decision [84/28/EEC](#) (OJ No. L21, 26.1.84, p.42), as amended by Commission Decision [86/252/EEC](#) (OJ No. L165, 21.6.86, p.43).

Romania

36. Commission Decision [83/218/EEC](#) (OJ No. L121, 7.5.83, p.23), as amended by Commission Decision [86/289/EEC](#) (OJ No. L182, 5.7.86, p.25).

Slovak Republic

37. Commission Decision [93/547/EEC](#) (OJ No. L266, 27.10.93, p.33).

Slovenia

38. Commission Decision [93/27/EEC](#) (OJ No. L16, 25.1.93, p.26).

South Africa

39. Commission Decision [82/913/EEC](#) (OJ No. L381, 31.12.82, p.28), as amended by Commission Decision [90/433/EEC](#) (OJ No. L223, 18.8.90, p.21).

Swaziland

40. Commission Decision [82/814/EEC](#) (OJ No. L343, 4.12.82, p.24).

Switzerland

41. Commission Decision [82/734/EEC](#) (OJ No. L311, 8.11.82, p.13), as last amended by Commission Decision [92/2/EEC](#) (OJ No. L1, 4.1.92, p.22).

United States of America

42. Commission Decision [87/257/EEC](#) (OJ No. L121, 9.5.87, p.46), as amended by Commission Decision [2000/138/EC](#) (OJ No. L46, 18.2.00, p.36).

Uruguay

43. Commission Decision [81/92/EEC](#) (OJ No. L58, 5.3.81, p.43), as amended by Commission Decision [86/485/EEC](#) (OJ No. L282, 3.10.86, p.31).

Federal Republic of Yugoslavia

44. Commission Decision [98/8/EEC](#) (OJ No. L2, 6.1.98, p.12).

Zimbabwe

45. Commission Decision [85/473/EEC](#) (OJ No. L278, 18.10.85, p.35).

D.

Health certification requirements

Argentina, Brazil, Chile, Columbia, Paraguay and Uruguay

46. Commission Decision [93/402/EEC](#) (OJ No. L179, 22.7.93, p.11), as last amended by Commission Decision [2002/908/EC](#) (OJ No. L313, 16.11.2002, p.34).

Australia

47. Commission Decision [80/801/EEC](#) (OJ No. L234, 5.9.80, p.41), as amended by Commission Decision [81/662/EEC](#) (OJ No. L237, 22.8.81, p.33).

Belize

48. Commission Decision [84/292/EEC](#) (OJ No. L144, 30.5.84, p.10).

Botswana, Madagascar, Morocco, Namibia, South Africa, Swaziland and Zimbabwe

49. Commission Decision [1999/283/EC](#) (OJ No. L110, 28.4.99, p.16) as last amended by Commission Decision [2002/646/EC](#) (OJ No. L211, 7.8.02, p.23).

Albania, Bosnia-Herzegovina, Belarus, Bulgaria, Croatia, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Former Yugoslav Republic of Macedonia, Poland, Romania, Russia, Slovak Republic, Slovenia and Federal Republic of Yugoslavia

50. Commission Decision [98/371/EC](#) (OJ No. L170, 16.6.98, p.16) as last amended by Commission Decision [2002/940/EC](#) (OJ No. L325, 30.11.2002, p.40).

Canada

51. Commission Decision [80/804/EEC](#) (OJ No. L236, 9.9.80, p.25) as amended by Commission Decision [98/91/EC](#) (OJ No. L18, 23.1.98, p.27).

Costa Rica

52. Commission Decision [81/887/EEC](#) (OJ No. L324, 12.11.81, p.25).

Cuba

53. Commission Decision [86/72/EEC](#) (OJ No. L76, 21.3.86, p.47).

Cyprus

54. Commission Decision [86/463/EEC](#) (OJ No. L271, 23.9.86, p.23).

The Falkland Islands

55. Commission Decision [98/625/EC](#) (OJ No. L299, 10.11.98, p.30).

Greenland

56. Commission Decision [86/117/EEC](#) (OJ No. L99, 15.4.86, p.26).

Guatemala

57. Commission Decision [82/414/EEC](#) (OJ No. L182, 26.6.82, p.27).

Honduras

58. Commission Decision [89/221/EEC](#) (OJ No. L92, 5.4.89, p.16).

Iceland

59. Commission Decision [83/84/EEC](#) (OJ No. L56, 3.3.83, p.26).

Malta

60. Commission Decision [84/294/EEC](#) (OJ No. L144, 30.5.84, p.17).

Mexico

61. Commission Decision [83/380/EEC](#) (OJ No. L222, 13.8.83, p.27).

New Caledonia

62. Commission Decision [2001/745/EC](#) (OJ No. L278, 23.10.01, p.37).

New Zealand

63. Commission Decision [80/805/EEC](#) (OJ No. L236, 9.9.80, p.28), as amended by Commission Decision [81/662/EEC](#) (OJ No. L237, 22.8.81, p.33).

Panama

64. Commission Decision [86/63/EEC](#) (OJ No. L72, 15.3.86, p.36).

Switzerland

65. Commission Decision [81/526/EEC](#) (OJ No. L196, 18.7.81, p.19) as last amended by Commission Decision [94/667/EC](#) (OJ No. L260, 8.10.94, p.32).

Turkey

66. Commission Decision [90/445/EEC](#) (OJ No. L228, 22.8.90, p.28).

United States of America

67. Commission Decision [82/426/EEC](#) (OJ No. L186, 30.6.82, p.54) as amended by Commission Decision [85/164/EEC](#) (OJ No. L63, 2.3. 85, p.26).

E.

Third countries/Regions from which fresh imports of meat are prohibited

Albania

68. Commission Decision [89/197/EEC](#) (OJ No. L73, 17.3.89, p.53).

Nicaragua

69. Commission Decision [92/280/EC](#) (OJ No. L144, 26.5.92, p.21).

PART III

MEAT PRODUCTS

A.

General Provisions

70. Council Directive [72/462/EEC](#) (See Part II, Section A, No. 2 above).

71. Council Directive [77/99/EEC](#) on health problems affecting intra-Community trade in meat products (OJ No. L26, 31.1.77, p.85) as amended and updated by Council Directive [1992/5/EEC](#) (OJ No. L57, 2.3. 92, p.1) and last amended by Council Directive [97/76/EC](#) (OJ No. L10, 16.1. 98, p.25).

72. Council Directive [80/215/EEC](#) on animal health problems affecting intra-Community trade in meat products (OJ No. L47, 21.2. 80, p.4) as last amended by Council Directive [91/687/EEC](#) (OJ No. L377, 31.12. 91, p.16).

B.

Third countries from which meat products may be imported

73. Council Decision [79/542/EEC](#) (see Part II, section B above).

74. Commission Decision [97/222/EEC](#) laying down the list of third countries from which the Member States authorise the importation of meat products (OJ. No. L89, 4.4.97, p.39) as last amended by Commission Decision [2002/464/EC](#) (OJ No. L161, 19.6.2002, p.16).

C.

Third country establishments from which meat products may be imported:

75. Commission Decision [95/408/EC](#) (see Part II, section C, No. 1 above).

Argentina

76. Commission Decision [86/414/EC](#) (OJ No L237, 23.8.86, p.36)
as amended by Commission Decision [97/397/EC](#) (OJ No. L165, 24.6.97, p.13).

Botswana

77. Commission Decision [94/465/EC](#) (OJ No. L190, 26.7.94, p.25).

Brazil

78. Commission Decision [87/119/EC](#) (OJ No. L49, 18.2.87, p.37) as amended by Commission Decision [95/236/EC](#) (OJ No. L156, 7.7.95, p.85).

Czech Republic

79. Commission Decision [97/299/EC](#) (OJ No. L124, 16.5.97, p.50).

Namibia

80. Commission Decision [95/427/EC](#) (OJ No. L254, 24.10.95, p.28).

Uruguay

81. Commission Decision [86/473/EEC](#) (OJ No. L279, 30.9.86, p.53) as amended by Commission Decision [96/466/EC](#) (OJ No. L192, 2.8.96, p.25).

Zimbabwe

82. Commission Decision [94/40/EC](#) (OJ No. L 22, 27.1.94, p.50).

Miscellaneous third countries

83. Commission Decision [97/365/EC](#) (OJ No. L154, 12.6.97, p.41) as last amended by Commission Decision [2001/826/EC](#) (OJ No. L308, 27.11.2001, p.37).

Miscellaneous third countries

84. Commission Decision [97/569/EC](#) (OJ No. L234, 26.8.97, p.16)
as last amended by Commission Decision [2002/671/EC](#) (OJ No. L228, 24.8.2002, p. 25).

D.

Health Certification Requirements

85. Commission Decision [97/221/EC](#) (OJ No. L89, 4.4.97, p.32) (meat products in general).

86. Commission Decision [97/41/EC](#) (OJ No. L17, 21.1.97, p.34) (poultry meat, farmed game meat, wild game meat and rabbit meat).

PART IV

MILK, HEAT-TREATED MILK AND MILK BASED PRODUCTS

A.

General

87. Council Directive [92/46/EEC](#) laying down the health rules for the production and placing on the market of raw milk, heat treated milk and milk-based products (OJ No. L268, 14.9.92, p.1), as last amended by Council Directive [94/71/EC](#) (OJ No. L368, 31.12.94, p.33).

88. Commission Decision [95/343/EC](#) providing for the specimens of the health certificate for the importation from third countries of heat-treated milk, milk-based products and raw milk for human consumption intended to be accepted at a collection centre, standardisation centre, treatment establishment or processing establishment (OJ No. L200, 24.8.95, p.52) as last amended by Commission Decision [97/115/EC](#) (OJ No. L42, 13.2.97, p.16).

89. Commission Decision [95/342/EC](#) on treatment of milk and milk-based products from third countries or parts of third countries where there is a risk of foot-and-mouth disease (OJ No. L200, 24.8.95, p.50).

B.

Third countries from which milk, etc. may be imported

Commission Decision [95/340/EC](#) (OJ No. L200, 24.8.95, p.38) as last amended by Commission Decision [2001/743/EC](#) (OJ No. L278, 23.10.2001, p.32).

C.

Third country establishments from which milk, etc. may be imported

90. Commission Decision [95/408/EC](#) (see part II, section C, no.1 above).

91. Commission Decision [97/252/EC](#) (OJ No. L101, 18.4.97, p.46) as last amended by Commission Decision [2002/527/EC](#) (OJ No. L170, 29.6.02, p.86).

PART V

FRESH POULTRY-MEAT

A.

General

92. Council Directive [71/118/EEC](#) on health problems affecting trade in fresh poultry meat (OJ No. L55, 8.3.71, p.23), as amended and updated by Council Directive [92/116/EEC](#) (OJ No. L62, 15.3.93, p.1) and last amended by Council Directive [97/79/EC](#) (OJ No. L24, 30.1.98, p.31).

93. Council Directive [91/494/EEC](#) on animal health conditions governing intra-community trade in and imports from third countries of fresh poultry meat (OJ No. L268, 24.9.91, p.35), as last amended by Council Directive [1999/89/EC](#) (OJ No. L300, 23.11.99, p.17).

B.

Third Countries from which fresh poultry meat may be imported

Commission Decision [94/85/EC](#) (OJ No. L44, 17.2.94, p.31) as last amended by Commission Decision [2001/733/EC](#) (OJ No. L275, 18.10.2001, p.17).

C.

Third Country establishments from which fresh poultry meat may be imported.

94. Commission Decision [95/408/EC](#) (see part II, section C, No. 1 above).

95. Commission Decision [97/4/EC](#) (OJ No. L2, 4.1.97, p.6) as last amended by Commission Decision [2001/400/EC](#) (OJ No. L140, 24.5.01, p.70).

D.

Health Certification Requirements

Commission Decision [94/984/EC](#) (OJ No. L378, 31.12.94, p.11) as last amended by Commission Decision [2002/477/EC](#) (OJ No. L164, 22.6.2002, p.39).

PART VI

WILD GAME MEAT

A.

General

96. Council Directive 92/45 on public health and animal health problems relating to the killing of wild game and the placing on the market of wild game meat (OJ No. L268, 14.9.92, p.35) as last amended by Council Directive [97/79/EC](#) (OJ No. L24, 30.1.98, p.31).

97. Commission Decision [2000/585/EC](#) laying down animal and public health conditions and veterinary certifications for import of wild and farmed game meat and rabbit meat from third countries and repealing Commission Decisions [97/217/EC](#), [97/218/EC](#), [97/219/EC](#) and [97/220/EC](#) (OJ No. L251, 6.10.2000, p.1) as last amended by Commission Decision [2002/646/EC](#) (OJ No. L211, 7.8.2002, p.23).

B.

Third Country establishments from which game meat may be imported

98. Commission Decision [95/408/EC](#) (see part II, section C, No. 1 above).

99. Commission Decision [97/468/EC](#) (OJ No. L199, 26.7.97, p.62) as last amended by Commission Decision [2002/672/EC](#) (OJ No. L228, 24.8.02, p.26).

PART VII

MINCED MEAT AND MEAT PREPARATIONS

A.

General

Council Directive [94/65/EC](#) laying down the requirements for the production and placing on the market of minced meat and meat preparations (OJ No. L368, 31.12.94, p.10).

B.

Health Certification requirements

Commission Decision [2000/572/EC](#) (OJ No. L240, 23.9.2000, p.19).

C.

Third Country Establishments from which minced meat and meat preparations may be imported

100. Commission Decision [95/408/EC](#) (see part II, section C, No. 1 above).

101. Commission Decision [1999/710/EC](#) (OJ No. L281, 4.11.1999, p.82) as last amended by Commission Decision [2002/920/EC](#) (OJ No. L321, 26.11.2002, p.49).

PART VIII

MISCELLANEOUS PRODUCTS

A.

General

102. Council Directive [92/118/EEC](#) laying down animal and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (1) to Directive [89/662/EEC](#) and, as regards pathogens, to Directive [90/425/EEC](#) (OJ No. L62, 15.3.93, p. 49) as last amended by Commission Decision Council Directive [2002/33/EC](#) (OJ No. L315, 19.11.2002, p.14).

103. Council Directive [91/495/EEC](#) concerning public health and animal health problems affecting the production and placing on the market of rabbit meat and farmed game meat (OJ No. L268, 24.9.91, p.41), as last amended by Council Directive [94/65/EC](#) (OJ No. L368, 31.12.94, p.10).

104. Commission Decision [2000/609/EC](#) laying down animal and public health conditions and veterinary certification for imports of farmed ratite meat and amending Decision [94/85/EC](#) drawing up a list of third countries from which Member States authorise imports of fresh poultry-meat (OJ No. L258, 12.10.2000, p.49) as amended by Commission Decision [2000/782/EC](#) (OJ No. L309, 9.12.2000, p.37).

B.

Third countries from which products covered by Council Directive 92/118/EEC may be imported

Commission Decision [94/278/EC](#) (OJ No. L120, 11.5.94, p.44) as last amended by Commission Decision [2002/574/EC](#) (OJ No. L181, 11.7.2002, p.23).

C.

Third country establishments from which products covered by Council Directive 92/118/EEC may be imported

105. Commission Decision [95/408/EC](#) (see part II, section C, No. 1 above).

106. Commission Decision [1999/120/EC](#) (OJ No. L36, 10.2.1999, p.21), as last amended by Commission Decision [2002/925/EC](#) (OJ No. L 322, 27.11.2002, p.47) (animal casings).

107. Commission Decision [97/467/EC](#) (OJ No. L199, 26.7.97, p.57) as last amended by Commission Decision [2002/797/EC](#) (OJ No. L 277, 15.10.2002, p.23) (rabbit meat, farmed game meat and ratite meat).

108. Commission Decision [2001/556/EC](#) (OJ No. L200, 25.7.2001, p.23) as last amended by Commission Decision [2002/926/EC](#) (OJ No. L322, 27.11.2002, p.49).

D.

Health Certification Requirements

109. Commission Decision [95/341/EC](#) (OJ No. L200, 24.8.95, p.42) as amended by Commission Decision [96/106/EC](#) (OJ No. L24, 31.1.96, p.34) (milk and milk-based products not intended for human consumption).

110. Commission Decision [94/187/EC](#) (OJ No. L89, 6.4.94, p.18) as amended by Commission Decision [96/106/EC](#) (OJ No. L24, 31.1.96, p.34) (animal casings).

111. Commission Decision [97/168/EC](#) (OJ No. L67, 7.3.97, p.19) (hides and skins of ungulates).

112. Commission Decision [94/309/EC](#) (OJ No. L137, 1.6.94, p.62), as last amended by Commission Decision [97/199/EC](#) (OJ No. L84, 26.3.97, p.44) (pet foods and untanned edible products for pets).

113. Commission Decision [97/199/EC](#) (OJ No. L84, 26.3.97, p.4) (pet-food in hermetically sealed containers).

114. Commission Decision [94/446/EC](#) (OJ No. L183, 19.7.94, p.46) as last amended by Commission Decision [97/197/EC](#) (OJ No. L84, 26.3.97, p.32) (bones, horns, hooves, etc.).

115. Commission Decision [94/344/EC](#) (OJ No. L154, 21.6.94, p.45) as last amended by Commission Decision [97/198/EC](#) (OJ No. L84, 26.3.97, p.36) (processed animal protein).

116. Commission Decision [97/198/EC](#) (OJ No. L84, 26.3.97, p.36) (processed animal protein — alternative heat-treatment systems).

117. Commission Decision [94/143/EC](#) (OJ No. L62, 5.3.94, p.41) as last amended by Commission Decision [94/775/EC](#) (OJ No. L310, 3.12.94, p.77) (serum from equidae).

118. Commission Decision [2000/585/EC](#) (see Part VI, Section A, No. 2 above) (rabbit meat and farmed game meat).

119. Commission Decision [2000/609/EC](#) (OJ No. L258, 12.10.2000, p.49) as amended by Commission Decision [2000/782/EC](#) (OJ No. L309, 9.12.2000, p.37) (farmed ratite meat).

120. Commission Decision [94/860/EC](#) (OJ No. L352, 31.12.94, p.69) (apiculture products).

121. Commission Decision [96/500/EC](#) (OJ No. L203, 13.8.96, p.13) (game trophies).

122. Commission Decision [94/435/EC](#) (OJ No. L180, 14.7.94, p.40) as last amended by Commission Decision [94/775/EC](#) (OJ No. L310, 3.12.94, p.77) (pig bristles).

123. Commission Decision [97/38/EC](#) (OJ No. L14, 17.1.97, p.61) (egg products).

124. Commission Decision [2000/20/EC](#) (OJ No. L6, 11.1.2000, p.60) (gelatine).

PART IX

FISHERY PRODUCTS

A.

General Provisions

125. Council Directive [91/67/EEC](#) concerning the animal health conditions governing the placing on the market of aquaculture animals and products (OJ No. L46, 19.2.91, p.1), as last amended by Council Directive [98/45/EC](#) (OJ No. L189, 3.7.98, p.12).

126. Council Directive [91/492/EEC](#) laying down the health conditions for the production and placing on the market of live bivalve molluscs (OJ No. L268, 24.9.91, p.1) as last amended by Council Directive [97/79/EC](#) (OJ No. L24, 30.1.98, p.31).

127. Council Directive [91/493/EEC](#) laying down the health conditions for the production and placing on the market of fishery products (OJ No. L268, 24.9.91, p.15) as last amended by Council Directive [97/79/EC](#) (OJ No. L24, 30.1.98, p.31).

128. Council Directive [92/48/EEC](#) laying down minimum hygiene rules applicable to fishery products caught on board certain vessels in accordance with Article 3(1)(a)(i) of Directive [91/493/EEC](#) (OJ No. L187, 7.7.92, p.41).

129. Commission Decision [93/25/EEC](#) approving certain treatments to inhibit the development of pathogenic micro-organisms in bivalve molluscs and marine gastropods (OJ No. L16, 25.01.93, p.22) as amended by Commission Decision [1997/275/EC](#) (OJ No. L108, 25.4.1997, p.52).

130. Commission Decision [93/51/EEC](#) on the microbiological criteria applicable to the production of cooked crustaceans and molluscs and shellfish (OJ No. L13, 21.1.93, p.11).

131. Commission Decision [93/140/EEC](#) laying down the detailed rules relating to the visual inspection for the purpose of detecting parasites in fishery products (OJ No. L56, 9.3.93, p.42).

132. Commission Decision [94/356/EC](#) laying down detailed rules for the application of Council Directive [91/493/EEC](#) as regards own health checks on fishery products (OJ No. L156, 23.6.94, p.50).

133. Commission Decision [95/149/EC](#) fixing total volatile basic nitrogen (TVB-N) limit values for certain categories of fishery products and specifying the analysis methods to be used (OJ No. L97, 29.4.95, p.84).

134. Commission Decision [95/352/EC](#) laying down the animal health conditions and certification requirements for the importation from third countries of *crassostrea gigas* for relaying in Community waters (OJ No. L204, 30.8.95, p.13).

135. Council Directive [2001/22/EC](#) laying down the sampling methods and the methods of analysis for the official control of the levels of lead, cadmium, mercury and 3-MCPD in foodstuffs (OJ No. L77, 16.3.2001, p.14).

B.

Health certification

136. Commission Decision [95/328/EC](#) establishing health certification for fishery products from third countries which are not yet covered by a specific decision (OJ No. L191, 12.8.95, p.32) as last amended by Commission Decision [2001/67/EC](#) (OJ No. L22, 24.1.2001, p.41).

137. Commission Decision [96/333/EC](#) establishing health certification of live bivalve molluscs, echinoderms, tunicates and marine gastropods from third countries which are not covered by a specific decision (OJ No. L127, 25.5.96, p.33) as last amended by Commission Decision [2001/65/EC](#) (OJ No. L22, 24.1.2001, p.38).

138. Commission Decision [1998/418/EC](#) (OJ No. L190, 4.7.98, p.53) (Uganda, Tanzania, Kenya and Mozambique).

139. Commission Decision [2000/127/EC](#) (OJ No. L36, 11.2.2000, p.43) (Tanzania).

140. Commission Decision [2000/493/EC](#) (OJ No. L199, 5.8.2000, p.84) (Uganda).

141. Commission Decision [2000/759/EC](#) (OJ No. L304, 5.12.2000, p.18) (Kenya).

C.

Third Country Equivalence

Commission Decision [97/20/EC](#) establishing the list of third countries fulfilling the equivalence conditions for the production and placing on the market of bivalve molluscs, echinoderms, tunicates and marine gastropods (OJ No. L6, 10.1.97, p.46) as last amended by Commission Decision [2002/21/EC](#) (OJ No. L10, 12.1.2002, p.79).

D.

Third countries from which fishery products may be imported

Commission Decision [97/296/EC](#) drawing up a list of third countries from which the import of fishery products is authorised for human consumption (OJ No. L122, 14.5.97, p.21) as last amended by Commission Decision [2002/28/EC](#) (OJ No. L11, 15.1.2002, p.44).

E.

Third country establishments from which fishery products may be imported

Commission Decision [95/408/EC](#) on the conditions for drawing up for an interim period, provisional lists of third country establishments from which Member States are authorised to import certain products of animal origin, fishery products or live bivalve molluscs (OJ No. L243, 11.10.95, p.17) as last amended by Commission Decision [2001/4/EC](#) (OJ No. L2, 5.1.2001, p.21).

F.

Special import conditions for fishery products

Albania

142. Commission Decision [95/90/EC](#) (OJ No. L70, 30.3.95, p.27) as last amended by Commission Decision [95/235/EC](#) (OJ No. L156, 7.7.95, p.82).

Argentina

143. Commission Decision [93/437/EC](#) (OJ No. L202, 12.8.93, p.42) as last amended by Commission Decision [97/276/EC](#) (OJ No. L108, 25.4.97, p.53).

Australia

144. Commission Decision [97/426/EC](#) (OJ No. L183, 11.7.97, p.21) as amended by Commission Decision [1999/403/EC](#) (OJ No. L151, 18.6.1999, p.35).

Bangladesh

145. Commission Decision [98/147/EC](#) (OJ No. L46, 17.2.98, p.13).

Brazil

146. Commission Decision [94/198/EC](#) (OJ No. L93, 12.4.94, p.26) as last amended by Commission Decision [96/193/EC](#) (OJ No. L61, 12.3.96, p.43).

Canada

147. Commission Decision [93/495/EC](#) (OJ No. L232, 15.9.93, p.43) as last amended by Commission Decision [2000/659/EC](#) (OJ No. L276, 28.10.2000, p.81).

Chile

148. Commission Decision [93/436/EC](#) (OJ No. L202, 12.8.93, p.31) as last amended by Commission Decision [2000/61/EC](#) (OJ No. L22, 27.1.2000, p.62).

China

149. Commission Decision [2000/86/EC](#) (OJ No. L26, 2.2.2000, p.26) as amended by Commission Decision [2000/300/EC](#) (OJ No. L97, 19.4.2000, p.15).

Colombia

150. Commission Decision [94/269/EC](#) (OJ No. L115, 6.5.94, p.38) as last amended by Commission Decision [1999/486/EC](#) (OJ No. L190, 23.7.1999, p.32).

Croatia

151. Commission Decision [2002/25/EC](#) (OJ No. L11, 15.1.2002, p.25).

Cuba

152. Commission Decision [98/572/EC](#) (OJ No. L277, 14.10.98, p.44).

Czech Republic

153. Commission Decision [97/299/EC](#) (OJ No. L124, 16.5.97, p.50)
Commission Decision [2001/39/EC](#) (OJ No. L10, 13.1.2001, p.68).

Equador

154. Commission Decision [94/200/EC](#) (OJ No. L93, 12.4.94, p.34) as last amended by Commission Decision [96/31/EC](#) (OJ No. L9, 12.1.96, p.6).

Estonia

155. Commission Decision [98/675/EC](#) (OJ No. L317, 26.11.98, p.42).

Falkland Islands

156. Commission Decision [98/423/EC](#) (OJ No. L190, 4.7.98, p.76).

Gabon

157. Commission Decision [2002/26/EC](#) (OJ No. L11, 15.1.2002, p.31).

Gambia

158. Commission Decision [96/356/EC](#) (OJ No. L137, 8.6.96, p.31).

Ghana

159. Commission Decision [98/421/EC](#) (OJ No. L190, 4.7.98, p.66).

Guatemala

160. Commission Decision [98/568/EC](#) (OJ No. L277, 14.10.98, p.26) as amended by Commission Decision [1999/487/EC](#) (OJ No. L190, 23.7.1999, p.36).

Guinea

161. Commission Decision [2001/634/EC](#) (OJ No. L221, 17.8.2001, p.50).

India

162. Commission Decision [97/876/EC](#) (OJ No. L356, 31.12.97, p.57).

Indonesia

163. Commission Decision [94/324/EC](#) (OJ No. L145, 10.6.94, p.23) as last amended by Commission Decision [2001/254/EC](#) (OJ No. L91, 31.3.2001, p.85).

Iran

164. Commission Decision [2000/675/EC](#) (OJ No. L280, 4.11.2000, p.63).

Ivory Coast

165. Commission Decision [96/609/EC](#) (OJ No. L269, 22.10.96, p.37).

Jamaica

166. Commission Decision [2001/36/EC](#) (OJ No. L10, 13.1.2001, p.59).

Japan

167. Commission Decision [95/538/EC](#) (OJ No. L304, 16.12.95, p.52) as amended by Commission Decision [2001/253/EC](#) (OJ No. L91, 31.3.2001, p.81).

Korea

168. Commission Decision [95/454/EC](#) (OJ No. L264, 7.11.95, p.37) as last amended by Commission Decision [2001/818/EC](#) (OJ No. L307, 24.11.2001, p.20).

Latvia

169. Commission Decision [2000/85/EC](#) (OJ No. L26, 2.2.2000, p.21).

Lithuania

170. Commission Decision [2000/87/EC](#) (OJ No. L26, 2.2.2000, p.42).

Madagascar

171. Commission Decision [97/757/EC](#) (OJ No. L307, 12.11.97, p.33).

Malaysia

172. Commission Decision [96/608/EC](#) (OJ No. L269, 22.10.96, p.32).

Maldives

173. Commission Decision [98/424/EC](#) (OJ No. L190, 4.7.98, p.81) as amended by Commission Decision [2001/252/EC](#) (OJ No. L91, 31.3.2001, p.78).

Mauritania

174. Commission Decision [96/425/EC](#) (OJ No. L175, 13.7.96, p.27).

Mauritius

175. Commission Decision [99/276/EC](#) (OJ No. L108, 27.4.1999, p.52) as amended by Commission Decision [2000/84/EC](#) (OJ No. L26, 2.2.2000, p.18).

Mexico

176. Commission Decision [98/695/EC](#) (OJ No. L332, 8.12.98, p.9) as amended by Commission Decision [2001/819/EC](#) (OJ No. L307, 24.11.2001, p.22).

Morocco

177. Commission Decision [95/30/EC](#) (OJ No. L42, 24.2.95, p.32) as last amended by Commission Decision [97/581/EC](#) (OJ No. L237, 28.8.97, p.26).

Namibia

178. Commission Decision [2000/673/EC](#) (OJ No. L280, 4.11.2000, p.52).

New Zealand

179. Commission Decision [94/448/EC](#) (OJ No. L184, 20.7.94, p.16) as last amended by Commission Decision [1999/402/EC](#) (OJ No. L151, 18.6.1999, p.31).

Nicaragua

180. Commission Decision [2001/632/EC](#) (OJ No. L221, 17.8.2001, p.40).

Nigeria

181. Commission Decision [98/420/EC](#) (OJ No. L190, 4.7.98, p.59).

Oman

182. Commission Decision [99/527/EC](#) (OJ No. L203, 3.8.1999, p.63).

Pakistan

183. Commission Decision [2000/83/EC](#) (OJ No. L26, 2.2.2000, p.13).

Panama

184. Commission Decision [99/526/EC](#) (OJ No. L203, 3.8.1999, p.58).

Peru

185. Commission Decision [95/173/EC](#) (OJ No. L116, 23.5.95, p.41) as amended by Commission Decision [95/311/EC](#) (OJ No. L186, 5.8.95, p.78).

Philippines

186. Commission Decision [95/190/EC](#) (OJ No. L123, 3.6.95, p.20) as amended by Commission Decision [96/256/EC](#) (OJ No. L86, 4.4.96, p.83).

Poland

187. Commission Decision [2000/676/EC](#) (OJ No. L280, 4.11.2000, p.69).

Russia

188. Commission Decision [97/102/EC](#) (OJ No. L35, 5.2.97, p.23).

Senegal

189. Commission Decision [96/355/EC](#) (OJ No. L137, 8.6.96, p.24).

Seychelles

190. Commission Decision [99/245/EC](#) (OJ No. L91, 7.4.1999, p.40).

Singapore

191. Commission Decision [94/323/EC](#) (OJ No. L145, 10.6.94, p.19) as last amended by Commission Decision [2000/660/EC](#) (OJ No. L276, 28.10.2000, p.85).

Slovenia

192. Commission Decision [2002/24/EC](#) (OJ No. L11, 15.1.2002, p.20).

South Africa

193. Commission Decision [96/607/EC](#) (OJ No. L269, 22.10.96, p.23).

Taiwan

194. Commission Decision [94/766/EC](#) (OJ No. L305, 30.11.94, p.31) as last amended by Commission Decision [1999/529/EC](#) (OJ No. L203, 3.8.1999, p.73).

Tanzania

195. Commission Decision [98/422/EC](#) (OJ No. L190, 4.7.98, p.71).

Thailand

196. Commission Decision [94/325/EC](#) (OJ No. L145, 10.6.94, p.30) as last amended by Commission Decision [97/563/EC](#) (OJ No. L232, 23.8.97, p.12).

Tunisia

197. Commission Decision [98/570/EC](#) (OJ No. L277, 14.10.98, p.36) as amended by Commission Decision [99/135/EC](#) (OJ No. L44, 18.2.1999, p.58).

Turkey

198. Commission Decision [2002/27/EC](#) (OJ No. L11, 15.1.2002, p.36).

Uganda

199. Commission Decision [2001/633/EC](#) (OJ No. L221, 17.8.2001, p.45).

Uruguay

200. Commission Decision [96/606/EC](#) (OJ No. L269, 22.10.96, p.18) as amended by Commission Decision [2002/20/EC](#) (OJ No. L10, 12.1.2002, p.75).

Venezuela

201. Commission Decision [2000/672/EC](#) (OJ No. L280, 4.11.2000, p.46).

Vietnam

202. Commission Decision [99/813/EC](#) (OJ No. L315, 9.12.1999, p.39) as amended by Commission Decision [2000/331/EC](#) (OJ No. L114, 13.5.2000, p.39).

Yemen

203. Commission Decision [99/528/EC](#) (OJ No. L203, 3.8.1999, p.68).

G.

Special import conditions for bivalve molluscs

Australia

204. Commission Decision [97/427/EC](#) (OJ No. L183, 11.7.97, p.38) as amended by Commission Decision [1999/531/EC](#) (OJ No. L203, 3.8.1999, p.77).

Chile

205. Commission Decision [96/675/EC](#) (OJ No. L313, 3.12.96, p.38).

Japan

206. Commission Decision [94/205/EC](#) (OJ No. L99, 19.4.94, p.38) as amended by Commission Decision [95/81/EC](#) (OJ No. L66, 24.3.95, p.24).

Jamaica

207. Commission Decision [2001/37/EC](#) (OJ No. L10, 13.1.2001, p.64).

Korea

208. Commission Decision [95/453/EC](#) (OJ No. L264, 7.11.95, p.35) as last amended by Commission Decision [2001/676/EC](#) (OJ No. L236, 5.9.2001, p.18).

Morocco

209. Commission Decision [93/387/EC](#) (OJ No. L166, 8.7.93, p.40) as last amended by Commission Decision [96/31/EC](#) (OJ No. L9, 12.1.96, p.6).

Peru

210. Commission Decision [95/174/EC](#) (OJ No. L116, 23.5.95, p.47).

Thailand

211. Commission Decision [97/562/EC](#) (OJ No. L 232, 23.8.97, p.9).

Tunisia

212. Commission Decision [98/569/EC](#) (OJ No. L 277, 14.10.98, p.31).

Turkey

213. Commission Decision [94/777/EC](#) (OJ No. L312, 6.12.94, p.35) as last amended by Commission Decision [1999/767/EC](#) (OJ No. L302, 25.11.1999, p.26).

Commission Decision [94/778/EC](#) (OJ No. L312, 6.12.94, p.40) as last amended by Commission Decision [1999/767/EC](#) (OJ No. L302, 25.11.1999, p.26).

Uruguay

214. Commission Decision [2002/19/EC](#) (OJ No. L10, 12.1.2002, p.73).

Vietnam

215. Commission Decision [2000/333/EC](#) (OJ No. L114, 13.5.2000, p.42).

H.

Protective measures — fishery products

Albania

216. Commission Decision [94/621/EC](#) (OJ No. L246, 21.9.94, p.25) as last amended by Commission Decision [95/89/EC](#) (OJ No. L70, 30.3.95, p.25)

China and Vietnam

217. Commission Decision [2001/699/EC](#) (OJ No. L251, 20.9.2001, p.11).

Indonesia

218. Commission Decision [2001/705/EC](#) (OJ No. L260, 28.9.2001, p.35).

Myanmar

219. Commission Decision [2002/249/EC](#) (OJ No. L84, 28.3.2002, p.73).

Pakistan

220. Commission Decision [2002/62/EC](#) (OJ No. L24, 25.1.2002, p.65).

Thailand

221. Commission Decision [2002/251/EC](#) (OJ No. L84, 28.3.2002, p.77).

Vietnam

222. Commission Decision [2002/250/EC](#) (OJ No. L84, 28.3.2002, p.75).

I.

Protective measures — bivalve molluscs

Peru

Commission Decision [2001/338/EC](#) (OJ No. L120, 28.4.2001, p.45) (bivalve molluscs).

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which apply in relation to Wales, amend the Products of Animal Origin (Third Country Imports) (Wales) Regulations 2002 (S.I.2002/1387 (W.136)) ('the principal Regulations') as follows:

1. They implement Commission Decision of 9/12/02 (laying down interim safeguard measures with regard to imports of products of animal origin for personal consumption)(not yet published in the Official Journal) by substituting a new regulation 3 and regulation 3A for regulation 3 in the principal Regulations. This substitution amends the exemption from certain parts of the principal Regulations for personal imports meeting certain criteria so that the exemption no longer applies, with two exceptions, to meat, meat products, milk and milk products (regulation 2(2)).

2. They remove the power of the Secretary of State for Health to appoint independent persons to hear appeals against charges levied by the Food Standards Agency and makes this a function of the National Assembly for Wales (regulation 2(3)).

3. They insert into regulation 53 of the principal Regulations a provision corresponding to regulation 53(2) (in relation to appeals against charges for veterinary checks paid to a local authority) regarding recalculation of the charge and repayment of the difference between the original charge

and the recalculated charge in relation to appeals against charges paid to the National Assembly for Wales or the Agency (regulation 2(4)).

4. They substitute a new Schedule for Schedule 2 of the principal Regulations (regulation 2(5)).
5. A regulatory appraisal has not been prepared for these Regulations.