
WELSH STATUTORY INSTRUMENTS

2005 No. 666

**The Products of Animal Origin (Third
Country Imports) (Wales) Regulations 2005**

PART 7

Transit Products

Disposal of returned transit products

43.—(1) If a transit product is returned to Wales after leaving the customs territory of the Community, the person responsible for the transit product shall either—

- (a) redispach the transit product from the border inspection post to which it is returned to a third country by the mode of transport by which it was returned within sixty days of its return (excluding the day of return), or
 - (b) if the circumstances described in paragraph (2) apply, dispose of the product as if it were Category 1 material under Regulation (EC) No. 1774/2002 in the facilities provided for that purpose nearest to the border inspection post to which the product is returned.
- (2) The transit product shall be disposed of in accordance with sub-paragraph (1)(b) where—
- (a) redispach of the product is precluded on animal or public health grounds by the results of a physical check, or by any animal or public health requirement laid down in a Community instrument in force on the date on which these Regulations are made, or is otherwise impossible;
 - (b) the sixty day period referred to in sub-paragraph (1)(a) has expired, or
 - (c) the person responsible for the transit product agrees immediately to its disposal.

(3) Any person who has possession or control of the required documents or the common veterinary entry document relating to a transit product to which paragraph (1) applies shall submit them for invalidation to the official veterinary surgeon at the border inspection to which the product is returned.

(4) The person responsible for a transit product to which paragraph (1) applies shall store it until redispach or destruction under the supervision of the official veterinary surgeon at the border inspection post to which the product is returned at such place and in such conditions as the official veterinary surgeon may direct.

(5) The person responsible for a transit product to which paragraph (1) applies shall pay the costs of storing, transporting, redispaching and disposing of it.