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WELSH STATUTORY INSTRUMENTS

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**2022 No. 1348**

**The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022**

**PART 1**

**Introduction**

**Title, commencement and application**

**1.**—(1) The title of these Regulations is the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022.

(2) These Regulations come into force on 16 December 2022 and apply in relation to Wales.

**Interpretation**

**2.**—(1) The words and expressions listed in paragraph (2), as used in these Regulations and in the EU Directives modified by Part 5, have the meanings given in paragraph (2).

(2) The words and expressions are—

“Directive 64/432” (“*Cyfarwyddeb 64/432*”) means Council Directive [64/432/EEC](#) on animal health problems affecting intra-Community trade in bovine animals and swine<sup>(1)</sup> as it had effect immediately before implementation period completion day;

“Directive 88/407” (“*Cyfarwyddeb 88/407*”) means Council Directive [88/407/EEC](#) laying down the animal health requirements applicable to intra-Community trade in and imports of deep-frozen semen of domestic animals of the bovine species<sup>(2)</sup> as it had effect immediately before implementation period completion day;

“Directive 89/556” (“*Cyfarwyddeb 89/556*”) means Council Directive [89/556/EEC](#) on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species<sup>(3)</sup> as it had effect immediately before implementation period completion day;

“Directive 90/429” (“*Cyfarwyddeb 90/429*”) means Council Directive [90/429/EEC](#) laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species<sup>(4)</sup> as it had effect immediately before implementation period completion day;

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(1) OJ P 121, 29.7.1964, p. 1977.

(2) OJ No L 194, 22.7.1988, p. 10.

(3) OJ No L 302, 19.10.1989, p. 1.

(4) OJ No L 224, 18.8.1990, p. 62.

“Directive 91/68” (“*Cyfarwyddeb 91/68*”) means Council Directive [91/68/EEC](#) on animal health conditions governing intra-Community trade in ovine and caprine animals<sup>(5)</sup> as it had effect immediately before implementation period completion day;

“Directive 92/65” (“*Cyfarwyddeb 92/65*”) means Council Directive [92/65/EEC](#) laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(1) to Directive [90/425/EEC](#)(<sup>6</sup>) as it had effect immediately before implementation period completion day;

“Directive 92/118” (“*Cyfarwyddeb 92/118*”) means Council Directive [92/118/EEC](#) laying down animal health 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 (I) to Directive [89/662/EEC](#) and, as regards pathogens, to Directive [90/425/EEC](#)(<sup>7</sup>) as it had effect immediately before implementation period completion day;

“Directive 2002/99” (“*Cyfarwyddeb 2002/99*”) means Council Directive [2002/99/EC](#) laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption(<sup>8</sup>) as it had effect immediately before implementation period completion day;

“Directive 2004/68” (“*Cyfarwyddeb 2004/68*”) means Council Directive [2004/68/EC](#) laying down animal health rules for the importation into and transit through the Community of certain live ungulate animals(<sup>9</sup>) as it had effect immediately before implementation period completion day;

“Directive 2009/156” (“*Cyfarwyddeb 2009/156*”) means Council Directive [2009/156/EC](#) on animal health conditions governing the movement and importation from third countries of equidae(<sup>10</sup>) as it had effect immediately before implementation period completion day;

“Directive 2009/158” (“*Cyfarwyddeb 2009/158*”) means Council Directive [2009/158/EC](#) on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs(<sup>11</sup>) as it had effect immediately before implementation period completion day;

“enactment” (“*deddfiad*”) has the meaning given by section 20(1) of the European Union (Withdrawal) Act 2018;

“the Official Controls Regulation” (“*y Rheoliad Rheolaethau Swyddogol*”) means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products;

“Regulation (EC) No 178/2002” (“*Rheoliad (EC) Rhif 178/2002*”) means Regulation (EC) No [178/2002](#) of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(<sup>12</sup>);

“Regulation (EC) No 852/2004” (“*Rheoliad (EC) Rhif 852/2004*”) means Regulation (EC) No [852/2004](#) of the European Parliament and of the Council on the hygiene of foodstuffs(<sup>13</sup>);

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(5) OJ No L 46, 19.2.1991, p. 19.

(6) OJ No L 268, 14.9.1992, p. 54.

(7) OJ No L 62, 15.3.1993, p. 49.

(8) OJ No L 18, 23.1.2003, p. 11.

(9) OJ No L 139, 30.4.2004, p. 320.

(10) OJ No L 192, 23.7.2010, p. 1.

(11) OJ No L 343, 22.12.2009, p. 74.

(12) EUR 2002/178, amended by [S.I. 2019/641](#), [2020/1504](#) and [2022/377](#).

(13) EUR 2004/852, amended by [S.I. 2019/642](#) and [2020/1504](#).

“Regulation (EC) No 853/2004” (“*Rheoliad (EC) Rhif 853/2004*”) means Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin<sup>(14)</sup>;

“Regulation (EC) No 1251/2008” (“*Rheoliad (EC) Rhif 1251/2008*”) means Regulation (EC) No 1251/2008 implementing Council Directive 2006/88/EC as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species<sup>(15)</sup>;

“Regulation (EC) No 1069/2009” (“*Rheoliad (EC) Rhif 1069/2009*”) means Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption<sup>(16)</sup>.

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<sup>(14)</sup> EUR 2004/853, amended by S.I. 2019/640 and 1247 and 2020/1504.

<sup>(15)</sup> EUR 1251/2008, amended by S.I. 2020/1388 and 1463, and 2022/835.

<sup>(16)</sup> EUR 2009/1069, amended by S.I. 2019/170 and 588, 2020/1388 and 1463.