

Regulation (EU) 2016/429 of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') (Text with EEA relevance)

PART IV

**REGISTRATION, APPROVAL, TRACEABILITY AND MOVEMENTS**

TITLE II

**AQUATIC ANIMALS AND PRODUCTS OF  
ANIMAL ORIGIN FROM AQUATIC ANIMALS**

CHAPTER 2

*Movements within the Union of aquatic animals*

Section 3

*Aquatic animals intended for human consumption*

Article 201

**Movements of live aquaculture animals intended for human consumption in Member States, or in zones or compartments thereof, which have been declared disease-free or which are subject to an eradication programme, and delegated acts**

1 Operators shall only move live aquaculture animals of listed species relevant for listed diseases as referred to in points (b) or (c) of Article 9(1) intended for human consumption to a Member State, or to a zone or compartment thereof, which has been declared disease-free in accordance with Article 36(4) or Article 37(4) or for which a eradication programme has been established in accordance with Article 31(1) or (2), as regards one or more of the listed diseases referred to in points (b) and (c) of Article 9(1), if the animals in question originate from a Member State, or a zone or compartment thereof, which has been declared disease-free in accordance with Article 36(4) or Article 37(4).

2 By way of derogation from paragraph 1 of this Article, Member States may authorise operators to introduce live aquaculture animals into a zone or compartment for which an eradication programme has been established in accordance with Article 31(1) or (2) as regards the listed diseases referred to in points (b) and (c) of Article 9(1), from another zone or compartment for which such a programme has also been established as regards the same diseases within that Member State, provided that such movement will not jeopardise the health status of the Member State or of the zone or compartment thereof.

3 The Commission shall be empowered to adopt delegated acts in accordance with Article 264 concerning the derogations provided for in paragraph 2 of this Article in respect

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**Changes to legislation:** There are outstanding changes not yet made to Regulation (EU) 2016/429 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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of movements of live aquaculture animals which do not pose a significant risk of spreading of diseases on account of:

- a the species, categories, and live stage of the aquaculture animals concerned;
- b the methods of keeping the aquaculture animals and the type of production in the aquaculture establishments of origin and of destination;
- c the intended use of the aquaculture animals;
- d the place of destination of the aquaculture animals;
- e treatments, processing methods and other special risk-mitigation measures applied at the place of origin or the place of destination.

### *Article 202*

#### **Movements of live wild aquatic animals intended for Member States, or zones or compartments thereof, which have been declared disease-free or which are subject to an eradication programme, and delegated acts**

1 Article 201(1) and (2) and the rules adopted pursuant to Article 201(3) shall apply to movements of live wild aquatic animals intended for human consumption and which are intended for Member States, or zones or compartments thereof, which have been declared disease-free in accordance with Articles 36(4) or 37(4) or which are subject to an eradication programme in accordance with Article 31(1) or (2), where the measures adopted pursuant thereto are necessary in order to ensure that the animals in question do not pose a significant risk for the spread of listed diseases as referred to in point (d) of Article 9(1) to aquatic animals at the place of destination.

2 Paragraph 1 of this Article shall also apply to live aquatic animals not covered by the definition of aquaculture animals contained in Article 4(7).

3 The Commission shall be empowered to adopt delegated acts in accordance with Article 264 concerning movement requirements for wild aquatic animals intended for human consumption, supplementing paragraphs 1 and 2 of this Article.

**Changes to legislation:**

There are outstanding changes not yet made to Regulation (EU) 2016/429 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 17(1A) words substituted by [S.I. 2021/1273 reg. 8Sch. 2 para. \(t\)](#)