#### STATUTORY RULES OF NORTHERN IRELAND

#### 2002 No. 340

### EUROPEAN COMMUNITIES ANIMALS

## Products of Animal Origin (Third Country Imports) Regulations (Northern Ireland) 2002

Made - - - - 7th November 2002

Coming into operation 6th December 2002

## PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS) REGULATIONS (NORTHERN IRELAND) 2002

#### PART I

#### INTRODUCTION

- 1. Citation and commencement
- 2. Interpretation
- 3. Exemptions

#### PART II

#### **ENFORCEMENT**

- 4. Enforcement authorities
- 5. Powers to give directions
- 6. Appointment of official veterinary surgeons and authorised officers
- 7. Exercise of enforcement powers
- 8. Powers of entry and inspection
- 9. Powers in relation to documents
- 10. Protection of officials acting in good faith
- 11. Entry warrants
- 12. District council returns
- 13. Suspension of border inspection posts
- 14. Regulatory functions of authorised officers

#### PART III

#### PROVISIONS APPLICABLE TO PRODUCTS IN GENERAL

cts
١

- 16. Introduction of products at border inspection posts
- 17. Advance notice of introduction or presentation
- 18. Presentation of products at border inspection posts
- 19. Veterinary checks
- 20. Certificate of veterinary clearance to accompany consignment
- 21. Products which fail veterinary checks
- 22. Treatment as animal by-products
- 23. Products containing unauthorised substances and excess residues
- 24. Consignments and products illegally introduced
- 25. Products dangerous to animal or public health
- 26. Serious or repeated infringements
- 27. Invalidation of veterinary documents
- 28. Costs in respect of products redispatched or disposed of

#### PART IV

#### ON-BOARD CATERING SUPPLIES

29. Disposal of unused catering supplies

#### PART V

#### PRODUCTS INTENDED FOR IMPORT

- 30. Retention of documents at border inspection posts
- 31. Evidence of certification of, and payment for, veterinary checks
- 32. Products not intended for the United Kingdom
- 33. Products transported under supervision
- 34. Transhipment of products intended for import

#### PART VI

#### TRANSIT PRODUCTS

- 35. Border inspection posts of entry and exit
- 36. Prior authorisation of transit
- 37. Physical check of transit products
- 38. Movement of transit products
- 39. Disposal of returned transit products

#### PART VII

#### PRODUCTS INTENDED FOR WAREHOUSES OR SHIPS' STORES

- 40. Application of Part VII
- 41. Additional information to be given in advance
- 42. Physical check of non-conforming products
- 43. Exclusion of non-conforming products from warehouses

#### **PART VIII**

#### PRODUCTS RETURNED FROM THIRD COUNTRIES

44.	N /	C ((	certificate"
44	Meaning of	r evnorr	Certificate
<b>TT.</b>	wicaming 0	i Cadoit	Continuate

- 45. Additional documentation for returned products
- 46. Physical check of returned products
- 47. Movement of returned products

#### PART IX

#### CHARGES FOR VETERINARY CHECKS

- 48. Payment of charges
- 49. Calculation of charges
- 50. Conversion of charges to sterling
- 51. Liability for charges
- 52. Information relating to charges
- 53. Appeals against charges

#### PART X

#### **EMERGENCY DECLARATIONS**

54. Disease outbreaks in third countries

#### PART XI

#### OFFENCES AND PENALTIES

- 55. Obstruction
- 56. Contraventions
- 57. Defence of due diligence
- 58. Penalties

#### PART XII

#### NOTICES AND DECISIONS

- 59. Form and content of notices
- 60. Notification of decisions

#### PART XIII

#### DISAPPLICATIONS, CONSEQUENTIAL AMENDMENTS AND REVOCATION

- 61. Disapplication of existing provisions
- 62. Consequential amendments and revocation Signature

SCHEDULE

1

PART I PART II

SCHEDULE IMPORT CONDITIONS

2

#### PART I — PROVISIONS COMMON TO SEVERAL CATEGORIES OF PRODUCT

- 1. A. Maximum residue limits and contaminants
- 2. Council Directive 96/23/EC on measures to monitor certain substances and...
- 3. Commission Decision 2000/159/EC on the provisional approval of residue plans...
- 4. Commission Regulation (EC) No. 466/2001 setting maximum levels for certain...
- 1. B.Transmissible spongiform encephalopathies
- Regulation (EC) No. 999/2001 of the European Parliament and of...
   Protective measures all products

China

### PART II — FRESH MEAT OF BOVINE, OVINE AND CAPRINE ANIMALS AND SWINE

- 1. A. General Provisions
- 2. Council Directive 72/462/EEC on health and veterinary inspection problems upon...
- 3. Council Directive 77/96/EEC on the examination for trichinae (trichinella spiralis)...
  - B. Third countries from which fresh meat may be imported
- 1. C. Third country establishments from which fresh meat may be imported
- 2. Argentina
- 3. Australia
- 4. Botswana
- 5. Brazil
- 6. Bulgaria
- 7. Canada
- 8. Chile
- 9. Croatia
- 10. Czech Republic
- 11. Greenland
- 12. Hungary
- 13. Iceland
- 14. Former Yugoslav Republic of Macedonia
- 15. Lithuania
- 16. Madagascar
- 17. Malta
- 18. Mexico
- 19. Morocco
- 20. Namibia
- 21. New Zealand
- 22. Paraguay
- 23. Poland
- 24. Romania
- 25. Slovak Republic
- 26. Slovenia
- 27. South Africa
- 28. Swaziland
- 29. Switzerland
- 30. United States of America
- 31. Uruguay
- 32. Federal Republic of Yugoslavia

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 33. Zimbabwe
  - D. Health certification requirements
- 1. Argentina, Brazil, Chile, Columbia, Paraguay and Uruguay
- Australia
- 3 Belize
- 4. Botswana, Madagascar, Morocco, Namibia, South Africa, Swaziland and Zimbabwe
- 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
- 6. Canada
- 7. Costa Rica
- 8. Cuba
- 9. Cyprus
- 10. The Falkland Islands
- 11. Greenland
- 12. Guatemala
- 13. Honduras
- 14. Iceland
- 15. Malta
- 16. Mexico
- 17. New Caledonia
- 18. New Zealand
- 19. Panama
- 20. Switzerland
- 21. Turkey
- 22. United States of America
  - E. Third countries/Regions from which fresh imports of meat are prohibited
- 1. Albania
- 2. Nicaragua

#### PART III — MEAT PRODUCTS

- 1. A. General Provisions
- 2. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
- 3. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade...
- 1. B. Third countries from which meat products may be imported
- 2. Commission Decision 97/222/EEC laying down the list of third countries...
- 1. C. Third country establishments from which meat products may be imported
- 2. Argentina
- 3. Botswana
- 4. Brazil
- 5. Czech Republic
- 6. Namibia
- 7. Uruguay
- 8. Zimbabwe
- 9. Miscellaneous third countries
- 10. Miscellaneous third countries
- 1. D. Health certification requirements

2. Commission Decision 97/41/EC (O.J. No. L17, 21.1.97, p. 34) (poultry...

PART IV — MILK, HEAT-TREATED MILK AND MILK-BASED PRODUCTS

- 1. A. General
- Commission Decision 95/343/EC providing for the specimens of the health
- 3. Commission Decision 95/342/EC on treatment of milk and milk-based products...
  - B. Third countries from which milk, etc may be imported
- 1. C. Third country establishments from which milk, etc may be imported
- 2. Commission Decision 97/252/EC (O.J. No. L101, 18.4.97, p. 46) as...

PART V — FRESH POULTRY-MEAT, POULTRY-MEAT PRODUCTS AND POULTRY-MEAT PREPARATIONS

- 1 A General
- 2. Council Directive 91/494/EEC on animal health conditions governing intra-Community trade...
  - B. Third countries from which fresh poultry-meat may be imported
- 1. C. Third country establishments from which fresh poultry-meat may be imported
- 2. Commission Decision 97/4/EC (O.J. No. L2, 4.1.97, p. 6) as...
  - D. Health certification requirements
  - E. Protective measures fresh poultry-meat, poultry-meat products and poultry-meat preparations
- 1. Brazil
- 2. Thailand

PART VI — WILD GAME MEAT

- 1. A. General
- 2. Commission Decision 2000/585/EC laying down animal and public health conditions...
- 1. B. Third country establishments from which game meat may be imported
- 2. Commission Decision 97/468/EC (O.J. No. 199, 26.7.97, p. 62) as...

PART VII — MINCED MEAT AND MEAT PREPARATIONS

- A. General
- B. Health certification requirements
- 1. C. Third country establishments from which minced meat and meat preparations may be imported
- 2. Commission Decision 99/710/EC (O.J. No. L281, 4.11.1999, p. 82) as...

#### PART VIII — MISCELLANEOUS PRODUCTS

- 1. A. General
- 2. Council Directive 91/495/EEC concerning public health and animal health problems...
- 3. Commission Decision 2000/609/EC laying down animal and public health conditions...
  - B. Third countries from which products covered by Council Directive 92/118/EEC may be imported
- 1. C. Third country establishments from which products covered by Council Directive 92/118/EEC may be imported
- 2. Commission Decision 99/120/EC (O.J. No. L36, 10.2.1999, p. 21) as...

- 3. Commission Decision 97/467/EC (O.J. No. L199, 26.7.97 p. 57) as...
- 1. D. Health certification requirements
- 2. Commission Decision 94/187/EC (O.J. No. L89, 6.4.94, p. 18) as...
- 3. Commission Decision 97/168/EC (O.J. No. L67, 7.3.97, p. 19) (hides...
- 4. Commission Decision 94/309/EC (O.J. No. L137, 1.6.94, p. 62) as...
- Commission Decision 97/199/EC (O.J. No. L84, 26.3.97, p. 4) (petfood
- 6. Commission Decision 94/446/EC (O.J. No. L183, 19.7.94, p. 46) as...
- 7. Commission Decision 94/344/EC (O.J. No. L154, 21.6.94, p. 45) as...
- 8. Commission Decision 97/198/EC (O.J. No. L84, 26.3.97, p. 36) (processed...
- 9. Commission Decision 94/143/EC (O.J. No. L62, 5.3.94, p. 41) as...
- 10. Commission Decision 2000/585/EC (see Part VI, Section A, No. 2)...
- 11. Commission Decision 2000/609/EC (O.J. No. L258, 12.10.2000, p. 49) as...
- 12. Commission Decision 94/860/EC (O.J. No. L352, 31.12.94, p. 69) (apiculture...
- 13. Commission Decision 96/500/EC (O.J. No. L203, 13.8.96, p. 13) (game...
- 14. Commission Decision 94/435/EC (O.J. No. L180, 14.7.94, p. 40) as...
- 15. Commission Decision 97/38/EC (O.J. No. L14, 17.1.97, p. 61) (egg...
- 16. Commission Decision 2000/20/EC (O.J. No. L6, 11.1.2000, p. 60) (gelatine)....

#### PART IX — FISHERY PRODUCTS

- 1. A. General Provisions
- 2. Council Directive 91/492/EEC laying down the health conditions for the...
- 3. Council Directive 91/493/EEC laying down the health conditions for the...
- 4. Council Directive 92/48/EEC laying down minimum hygiene rules applicable to...
- 5. Commission Decision 93/25/EEC approving certain treatments to inhibit the development...
- 6. Commission Decision 93/51/EEC on the microbiological criteria applicable to the...
- 7. Commission Decision 93/140/EEC laying down the detailed rules relating to...
- 8. Commission Decision 94/356/EC laying down detailed rules for the application...
- 9. Commission Decision 95/149/EC fixing total volatile basic nitrogen (TVB-N) limit...
- 10. Commission Decision 95/352/EC laying down the animal health conditions and...
- 11. Council Directive 2001/22/EC laying down the sampling methods and the...
- 1. B. Health certification

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 2. Commission Decision 96/333/EC establishing health certification of live bivalve molluscs,...
- 3. Commission Decision 1998/418/EC (O.J. No. L190, 4.7.98, p. 53) (Uganda....
- 4. Commission Decision 2000/127/EC (O.J. No. L36, 11.2.2000, p. 43) (Tanzania)....
- 5. Commission Decision 2000/493/EC (O.J. No. L199, 5.8.2000, p. 84) (Uganda)....
- 6. Commission Decision 2000/759/EC (O.J. No. L304, 5.12.2000, p. 18) (Kenya)....
  - C. Third country equivalence
  - D. Third countries from which fishery products may be imported E. Third country establishments from which fishery products may be imported
  - F. Special import conditions for fishery products
- 1. Albania
- 2. Argentina
- 3. Australia
- 4. Bangladesh
- 5. Brazil
- 6. Canada
- 7. Chile
- 8. China
- 9. Colombia
- 10. Croatia
- 11. Cuba
- 12. Czech Republic
- 13. Equador
- 14. Estonia
- 15. Falkland Islands
- 16. Gabon
- 17. Gambia
- 18. Ghana
- 19. Guatemala
- 20. Guinea
- 21. India
- 22. Indonesia
- 23. Iran
- 24. Ivory Coast
- 25. Jamaica
- 26. Japan
- 27. Korea
- 28. Latvia
- 29. Lithuania
- 30. Madagascar
- 31. Malaysia
- 32. Maldives
- 33. Mauritania
- 34. Mauritius
- 35. Mexico
- 36. Morocco
- 37. Namibia
- 38. New Zealand

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 39. Nicaragua
- 40. Nigeria
- 41. Oman
- Pakistan 42.
- 43 Panama
- 44. Peru
- Philippines 45.
- 46. Poland
- 47. Russia
- 48. Senegal
- 49. Seychelles
- 50. Singapore
- 51. Slovenia
- 52. South Africa
- 53. Taiwan
- 54. Tanzania
- 55. Thailand
- Tunisia 56.
- 57. Turkey
- 58. Uganda
- 59. Uruguay
- 60. Venezuela
- 61. Vietnam
- 62. Yemen
  - G. Special import conditions for bivalve molluscs
- 1. Australia
- 2. Chile
- 3. Japan
- Jamaica 4.
- 5. Korea
- 6. Morocco
- 7. Peru
- 8. Thailand
- 9. Tunisia
- 10. Turkey
- 11. Uruguay
- 12. Vietnam
  - H. Protective measures fishery products
- 1. Albania
- 2. China
- 3. Indonesia
- 4. Myanmar
- Thailand 5.

I. Protective measures – bivalve molluscs Peru

#### SCHEDULE DIRECTIVES WHICH COVER PRODUCTS OF ANIMAL

- **ORIGIN**
- Council Directive 64/433/EEC on health problems affecting intra-1. Community trade in...
- 2. Council Directive 71/118/EEC on health problems affecting trade in
- 3. Council Directive 72/461/EEC on health problems affecting intra-Community trade in...

- 4. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
- 5. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade...
- 6. Council Directive 89/437/EEC on hygiene and health problems affecting the...
- 7. Council Directive 90/425/EEC concerning veterinary and zootechnical checks applicable in...
- 8. Council Directive 91/67/EEC concerning the animal health conditions governing the...
- 9. Council Directive 91/492/EEC laying down the health conditions for the...
- 10. Council Directive 91/493/EEC laying down the health conditions for the...
- 11. Council Directive 91/494/EEC on animal health conditions governing intra-Community trade...
- 12. Council Directive 91/495/EEC concerning public health problems affecting the production...
- 13. Council Directive 92/45/EEC on public health and animal health problems...
- 14. Council Directive 92/46/EEC laying down the health rules for the...
- 15. Council Directive 92/118/EEC laying down animal health and public health...
- 16. Council Directive 94/65/EC laying down the requirements for the placing...
- 17. Council Directive 88/407/EEC laying down the animal health requirements applicable...
- 18. Council Directive 89/556/EEC on animal health conditions governing intra-Community trade...
- 19. Council Directive 90/429/EEC laying down the animal health requirements applicable...

#### SCHEDULE EQUIVALENCE DECISIONS

4

- 1. Council Decision 1999/201/EEC on the conclusion of the Agreement between...
- 2. Council Decision 98/250/EC on the conclusion of a Protocol concerning...
- 3. Council Decision 97/132/EC on the conclusion of the Agreement between...

#### SCHEDULE CALCULATION OF CHARGES FOR VETERINARY CHECKS

5

PART I — COSTS COVERED BY THE CHARGES

- 1. For the purposes of this Schedule "the actual cost" of...
- 2. The items referred to in paragraph (1) are the following:...

PART II — CONSIGNMENTS FROM SPECIFIED THIRD COUNTRIES

PART III — MEAT AND MEAT PRODUCTS

PART IV — FISHERY PRODUCTS

PART V — ALL OTHER PRODUCTS

SCHEDULE OFFENCE PROVISIONS

6

PART I — PROVISIONS WHERE DUE DILIGENCE DEFENCE IS AVAILABLE PART II — PROVISIONS WHERE DUE DILIGENCE DEFENCE IS NOT AVAILABLE

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

# SCHEDULE DISAPPLICATION OF PROVISIONS 7 SCHEDULE CONSEQUENTIAL AMENDMENTS

8

- 1. The Dairy Products (Hygiene) Regulations (Northern Ireland) 1995 (S.R. 1995...
- 2. The Fresh Meat (Import Conditions) Regulations (Northern Ireland) 1997 (S.R....
- 3. The Imported Food Regulations (Northern Ireland) 1997 (S.R. 1997 No.... Explanatory Note