
STATUTORY INSTRUMENTS

1995 No. 886

**RIVER, ENGLAND AND WALES
RIVER, SCOTLAND
SALMON AND FRESHWATER FISHERIES
SEA FISHERIES**

The Fish Health (Amendment) Regulations 1995

<i>Made</i>	- - - -	<i>22nd March 1995</i>
<i>Laid before Parliament</i>		<i>27th March 1995</i>
<i>Coming into force</i>	- -	<i>17th April 1995</i>

The Minister of Agriculture, Fisheries and Food and the Secretary of State, being Ministers 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, acting jointly, in exercise of the powers conferred on them by the said section 2(2), and of all other powers enabling them in that behalf, hereby make the following Regulations:

Title and commencement

1. —These Regulations may be cited as the Fish Health (Amendment) Regulations 1995, and shall come into force on 17th April 1995.

Amendment of the Fish Health Regulations 1992

2.—(1) The Fish Health Regulations 1992⁽³⁾ shall be amended in accordance with the provisions of this regulation.

(2) In paragraph (1) of regulation 14 (powers of veterinary inspector) for the words “Subject to regulation 9 of the Animals and Animal Products (Import and Export) Regulations 1992” there shall be substituted—

“Subject to regulation 10 of the Animals and Animal Products (Import and Export) Regulations 1993”⁽⁴⁾.

(1) S.I.1972/1811.

(2) 1972 c. 68.

(3) S.I. 1992/3300, as amended by S.I. 1993/2255 and S.I. 1994/1448.

(4) S.I. 1993/3247.

(3) For Schedule 2 there shall be substituted the Schedule set out in Schedule 1 to these Regulations.

(4) For Schedule 3 there shall be substituted the Schedule set out in Schedule 2 to these Regulations.

(5) In Part I of Schedule 7 there shall be inserted the following new provisions after the entry relating to “Commission Decision [93/169/EEC](#)”—

Commission Decision 94/306/EC of 16 May 1994 laying down the sampling plans and diagnostic methods for the detection and confirmation of certain mollusc diseases.	OJNo. L133, 28.5.94, p.51.
Commission Decision 94/450/EC of 24 June 1994 amending Decision 93/74/EEC concerning the status of Denmark with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	OJ No. L187, 22.7.84 p.8.
Commission Decision 94/817/EC of 15 December 1994 amending Decision 92/538/EEC concerning the status of Great Britain and Northern Ireland with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	OJ No. L337, 24.12.94, p.88.
Commission Decision 94/865/EC of 20 December 1994 amending Decision 93/44/EEC approving the programmes concerning spring viraemia of carp submitted by the United Kingdom, and defining the additional guarantees of certain fish species for consignment to Great Britain, Northern Ireland, the Isle of Man and Guernsey.	OJ No. L352, 31.12.94, p.75.

22nd March 1995

Michael Jack
Minister of State, Ministry of Agriculture,
Fisheries and Food

21st March 1995

Hector Monro
Parliamentary Under Secretary of State, Scottish
Office

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

SCHEDULE 1

Regulation 2

“SCHEDULE 2

Regulation 7

ZONES IN GREAT BRITAIN—LIVE FISH, EGGS AND GAMETES

<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
1	Great Britain excluding the Island of Gigha	Live farmed and wild fish of the species— <i>Salmonid</i> sp.	Form A	IHN and VHS
2	Great Britain excluding the Island of Gigha	Eggs and gametes of farmed fish of the species— <i>Salmonid</i> sp.	Form A or Form B	IHN and VHS
3	Great Britain excluding the Island of Gigha	Eggs and gametes of wild fish of the species— <i>Salmonid</i> sp.	Form A	IHN and VHS
4	Great Britain excluding the Island of Gigha	Live farmed fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form A Form E	VHS IHN
5	Great Britain excluding the Island of Gigha	Live wild fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form A Form F	VHS IHN
6	Great Britain excluding the Island of Gigha	Eggs and gametes of farmed fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form A or Form B Form E	VHS IHN

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
7	Great Britain excluding the Island of Gigha	Eggs and gametes of wild fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form A Form F	VHS IHN
8	Great Britain excluding the Island of Gigha	Live farmed fish of the species— <i>Esox lucius</i>	Form A Form E Form I	VHS IHN SVC
9	Great Britain excluding the Island of Gigha	Live wild fish of the species— <i>Esox lucius</i>	Form A Form F Form I	VHS IHN SVC
10	Great Britain excluding the Island of Gigha	Eggs and gametes of farmed fish of the species— <i>Esox lucius</i>	Form A or Form B Form E Form I	VHS IHN SVC
11	Great Britain excluding the Island of Gigha	Eggs and gametes of wild fish of the species— <i>Esox lucius</i>	Form A Form F Form I	VHS IHN SVC
12	Great Britain excluding the Island of Gigha	Live farmed and wild fish of the species— <i>Esox lucius</i> (fry only)	Form A Form I	IHN and VHS SVC
13	Great Britain excluding the Island of Gigha	Live farmed fish, their eggs and gametes of the following species— <i>Carassius auratus</i> <i>Carassius carassius</i>	Form E Form I	IHN and VHS SVC

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
		<i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i>		
14	Great Britain excluding the Island of Gigha	Live wild fish, their eggs and gametes of the following species— <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i>	Form F Form I	IHN and VHS SVC
15	Great Britain excluding the Island of Gigha	Live farmed fish, their eggs and gametes other than—	Form E	IHN and VHS

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
		(1) fish of the following species— <i>Salmonid</i> sp. <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> (including fry) <i>Scophthalmus maximus</i> <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i> their eggs and gametes		
		(2) ornamental tropical fish kept permanently in aquaria.		
16	Great Britain excluding the Island of Gigha	Live wild fish, their eggs and gametes other than—	Form F	IHN and VHS

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
		(1) fish of the following species— <i>Salmonid</i> sp. <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> (including fry) <i>Scophthalmus maximus</i> <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Silurus glanis</i> <i>Tinca tinca</i> their eggs and gametes (2) ornamental tropical fish kept permanently in aquaria.		
17	The Island of Gigha	Live farmed and wild fish of the species— <i>Salmonid</i> sp.	Form A	IHN

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
18	The Island of Gigha	Eggs and gametes of wild fish of the species— <i>Salmonid</i> sp.	Form A	IHN
19	The Island of Gigha	Eggs and gametes of wild fish of the species— <i>Salmonid</i> sp.	Form A	IHN
20	The Island of Gigha	Live farmed fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form E	IHN
21	The Island of Gigha	Live wild fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form F	IHN
22	The island of Gigha	Eggs and gametes of farmed fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form E	IHN
23	The Island of Gigha	Eggs and gametes of wild fish of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Scophthalmus maximus</i>	Form F	IHN
24	The Island of Gigha	Live farmed fish of the species— <i>Esox lucius</i>	Form E Form I	IHN SVC

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
25	The Island of Gigha	Live wild fish of the species— <i>Esox</i> <i>Luciuss</i>	Form F Form I	IHN SVC
26	The Island of Gigha	Eggs and gametes of farmed fish of the species— <i>Esox luciuss</i>	Form E Form I	IHN SVC
27	The Island of Gigha	Eggs and gametes of wild fish of the species— <i>Esox luciuss</i>	Form F Form I	IHN SVC
28	The Island of Gigha	Live farmed and wild fish of the species— <i>Esox luciuss</i> (fry only)	Form A Form I	IHN SVC
29	The Island of Gigha	Live farmed fish, their eggs and gametes of the following species— <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i>	Form E Form I	IHN SVC
30	The Island of Gigha	Live wild fish, their eggs and gametes of	Form F Form I	IHN SVC

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
		the following species— <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i> <i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i>		
31	Island of Gigha	Live farmed fish, their eggs and gametes other than— (1) fish of the following species— <i>Salmonid</i> sp. <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> (including fry) <i>Scophthalmus maximus</i> <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i>	Form E	IHN

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
		<p><i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i> their eggs and gametes</p> <p>(2) ornamental tropical fish kept permanently in aquaria.</p>		
32	The Island of Gigha	<p>Live wild fish, their eggs and gametes other than—</p> <p>(1) fish of the following species—</p> <p><i>Salmonid</i>sp. <i>Thymallus thymallus</i> <i>Coregonus</i>sp. <i>Esox lucius</i> (including fry) <i>Scophthalmus maximus</i> <i>Carassius auratus</i> <i>Carassius carassius</i> <i>Cyprinus carpio</i> <i>Ctenopharyngodon idella</i></p>	Form F	IHN ⁹

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<i>Item</i>	<i>Zone^(a)</i>	<i>Live fish, eggs and gametes^(b)</i>	<i>Form of movement document</i>	<i>Diseases^(a)</i>
(1)	(2)	(3)	(4)	(5)
			<i>Hypophthalmichthys molitrix</i> <i>Hypophthalmichthys nobilis</i> <i>Leuciscus idus</i> <i>Rutilus rutilus</i> <i>Scardinius erythrophthalmus</i> <i>Siluris glanis</i> <i>Tinca tinca</i> their eggs and gametes	
		(2)	ornamental tropical fish kept permanently in aquaria.	

- (a) For the purpose of this schedule the "Island of Gigha" shall mean the area bounded by a continuous line drawn from a point at 55°44'.42" north latitude and 5°40'.50" west longitude; then in a westerly direction to a point at 55°44'.33" north latitude and 5°45'.14" west longitude; then in a south-westerly direction to a point at 55°40'.32" north latitude and 5°47'.54" west longitude; then in a south-easterly direction to a point at 55°36'.37" north latitude and 5°47'.04" west longitude; then in an easterly direction to a point at 55°36'.44" north latitude and 5°43'.27" west longitude; then in a north-easterly direction to a point at 55°41'.16" north latitude and 5°41'.31" west longitude; and then in a north-easterly direction to the point of beginning.

- (b) The common names of the fish referred to in this Schedule are as follows:

Name	Common Name
<i>Salmonid</i> sp.	Salmonids
<i>Thymallus thymallus</i>	Grayling
<i>Coregonus</i> sp.	Whitefishes
<i>Esox lucius</i>	Pike
<i>Scophthalmus maximus</i>	Turbot
<i>Carassius auratus</i>	Gold fish and all variants
<i>Carassius carassius</i>	Crucian Carp
<i>Cyprinus carpio</i>	Common carp and all variants such as mirror carp, leather carp, koi carp and hygoi carp
<i>Ctenopharyngodon idella</i>	Grass carp
<i>Hypophthalmichthys molitrix</i>	Silver carp
<i>Hypophthalmichthys nobilis</i>	Bighead carp
<i>Leuciscus idus</i>	Orfe

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<i>Rutilus rutilus</i>	Roach
<i>Scardinius erythrophthalmus</i>	Rudd
<i>Siluris glanis</i>	Wels Catfish
<i>Tinca tinca</i>	Tench

- (c) The full names of the disease in column 5 are—
- (i) Infectious haematopoietic necrosis (“IHN”).
 - (ii) Viral haemorrhagic septicaemia (“VHS”).
 - (iii) Spring viraemia of carp (“SVC”).

SCHEDULE 2

Regulation 2.

“SCHEDULE 3

Regulation 8

ZONES IN GREAT BRITAIN—DEAD FISH

Item	Zone^(a)	Dead fish^(b)	Conditions()
(1)	(2)	(3)	(4)
1	Great Britain excluding the Island of Gigha	Dead fish of the species— <i>Salmonid</i> sp. <i>Thymallus</i> <i>thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> <i>Scophthalmus</i> <i>maximus</i>	The fish was slaughtered and eviscerated prior to despatch.
2	Great Britain excluding the Island of Gigha	Dead uneviscerated fish of the species— <i>Salmonid</i> sp.	The fish is from an approved zone or an approved farm free of IHN and VHS and was slaughtered prior to despatch.
3	Great Britain excluding the Island of Gigha	Dead uneviscerated fish of the species— <i>Esox lucius</i> (fry only)	The fish is from an approved zone or an approved farm free of IHN and VHS and was slaughtered prior to despatch.
4	Great Britain excluding the Island of Gigha	Dead uneviscerated fish of the species— <i>Thymallus</i> <i>thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> (other than fry)	The fish is from an approved zone or an approved farm free of VHS and was slaughtered prior to despatch.

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<i>Item</i> (1)	<i>Zone^(a)</i> (2)	<i>Dead fish^(b)</i> (3)	<i>Conditions()</i> (4)
		<i>Scophthalmus maximus</i>	
5	The Island of Gigha	Dead fish of the species— <i>Salmonid</i> sp.	The fish was slaughtered and eviscerated prior to despatch.
6	The Island of Gigha	Dead uneviscerated fish of the species— <i>Salmonid</i> sp.	The fish is from an approved zone or an approved farm free of IHN and was slaughtered prior to despatch.
7	The Island of Gigha	Dead uneviscerated fish of the species— <i>Esox lucius</i> (fry only)	The fish is from an approved zone or an approved farm free of IHN and was slaughtered prior to despatch.
8	The Island of Gigha	Dead fish (whether uneviscerated or not) of the species— <i>Thymallus thymallus</i> <i>Coregonus</i> sp. <i>Esox lucius</i> (other than fry) <i>Scophthalmus maximus</i>	None.”

(a) For the purposes of this schedule the “Island of Gigha” shall mean the area bounded by a continuous line drawn from a point at 55°44'.42" north latitude and 5°40'.50" west longitude; then in a westerly direction to a point at 55°44'.33" north latitude and 5°45'14" west longitude; then in a south-westerly direction to a point at 55°40'.32" north latitude and 5°47'54" west longitude; then in a south-easterly direction to a point at 55°35'.37" north latitude and 5°47'.04" west longitude; then in a easterly direction to a point at 55°36'.44" north latitude and 5°43'.26" west longitude; then in a north-easterly direction to a point at 55°41'.16" north latitude and 5°41'.31" west longitude; and then in a north-easterly direction to the point of beginning.

(b) The common names of the fish referred to in this Schedule are as follows:

<i>Name</i>	<i>Common Name</i>
<i>Salmonid</i> sp.	Salmonids
<i>Thymallus thymallus</i>	Grayling
<i>Coregonus</i> sp.	Whitefishes
Pike	<i>Esox lucius</i>
<i>Scophthalmus maximus</i>	Turbot

(c) The full names of the diseases in column 4 are set out in Schedule 1.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Fish Health Regulations 1992 (“the principal Regulations”) so as to implement Commission Decisions [948/817/EC](#) (OJ No. L337, 24.12.94, p 88) and [94/865/EC](#) (OJ No. L352, 31.12.94, p.75).

The Regulations:

- (a) provide for the substitution of Schedule 2 to the principal Regulations;
- (b) provide for the substitution of Schedule 3 to the principal Regulations;
- (c) provide for the amendment of Schedule 7 to the principal Regulations;
- (d) Update the reference in regulation 14(1) of the principal Regulations to the Animals and Animal Products (Import and Export) Regulations 1992.