

Council Regulation (EC) No 708/2007 of 11 June 2007
concerning use of alien and locally absent species in aquaculture

CHAPTER IV

CONDITIONS FOR INTRODUCTION AFTER ISSUE OF A PERMIT

Article 13

Compliance with other [^{F1}Union] provisions

A permit may only be issued for an introduction under this Regulation, where it is apparent that requirements under other legislation can be met, and in particular:

- (a) the animal health conditions set out in Directive 2006/88/EC on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals;
- (b) the conditions set out in Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾.

Textual Amendments

- F1** Substituted by [Regulation \(EU\) No 304/2011 of the European Parliament and of the Council of 9 March 2011 amending Council Regulation \(EC\) No 708/2007 concerning use of alien and locally absent species in aquaculture.](#)

[^{F1}Article 14

Release into aquaculture facilities in the case of routine introductions

In the case of routine introductions, the release of aquatic organisms into aquaculture facilities shall be allowed without quarantine or pilot release, unless, in exceptional cases, the competent authority decides otherwise on the basis of specific advice given by the advisory committee. Movements from a closed aquaculture facility to an open aquaculture facility shall be considered to be routine or non-routine movements in line with Articles 6 and 7.]

Textual Amendments

- F1** Substituted by [Regulation \(EU\) No 304/2011 of the European Parliament and of the Council of 9 March 2011 amending Council Regulation \(EC\) No 708/2007 concerning use of alien and locally absent species in aquaculture.](#)

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 708/2007. 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

Article 15

Release into open aquaculture facilities in case of non-routine introductions

1 In the case of non-routine introductions, the release of aquatic organisms into open aquaculture facilities shall be subject, if necessary, to the conditions set out in paragraphs 2, 3 and 4.

2 The aquatic organisms shall be placed in a designated quarantine facility within the territory of the [F¹Union] in accordance with the conditions set out in Annex III, for the purpose of constituting a brood-stock.

3 The quarantine facility may be located in a Member State other than the receiving Member State, provided that all Member States concerned agree and that this option has been included in the environmental risk assessment under Article 9.

4 If appropriate, only progeny of the introduced aquatic organisms may be used in aquaculture facilities of the receiving Member State, provided that no potentially harmful non-target species are found during quarantine. Adult stock may be released in those cases where the organisms do not reproduce in captivity or are fully reproductively sterile, providing the absence of potentially harmful non target species is confirmed.

Textual Amendments

- F1** Substituted by [Regulation \(EU\) No 304/2011 of the European Parliament and of the Council of 9 March 2011 amending Council Regulation \(EC\) No 708/2007 concerning use of alien and locally absent species in aquaculture.](#)

Article 16

Pilot release into open aquaculture facilities

The competent authority may require that the release of the aquatic organisms into open aquaculture systems be preceded by an initial pilot release subject to specific containment and to preventive measures based on the advice and recommendations of the advisory committee.

Article 17

Contingency plans

For all non-routine introductions and pilot releases, the applicant shall draw up a contingency plan for the approval of the competent authority, which shall include, *inter alia*, the removal of the introduced species from the environment, or a reduction in density, for unforeseen events with negative effects on the environment or on native populations. If such an event occurs, the contingency plans shall be implemented immediately and the permit can be withdrawn, temporarily or permanently as per Article 12.

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 708/2007. 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](#)

Article 18

Monitoring

1 Alien species shall be monitored after their release into open aquaculture facilities for a period of two years or a full generation cycle, whichever is longer, to assess whether the impacts were accurately predicted or if there are additional or different impacts. The level of spread or containment of the species shall be studied in particular. The competent authority shall decide whether the applicant has the adequate expertise or whether another body is to carry out the monitoring.

2 Subject to the opinion of the advisory committee, the competent authority may require longer monitoring periods to assess any possible long-term ecosystem effects not easily detectable in the period laid down in paragraph 1.

3 The advisory committee shall evaluate the results of the monitoring programme and note in particular any event not correctly anticipated in the environmental risk assessment. The results of that evaluation shall be sent to the competent authority which shall include a summary of the results in the national register established under Article 23.

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 708/2007. 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](#)

- (1) [OJ L 169, 10.7.2000, p. 1.](#)

Changes to legislation:

There are outstanding changes not yet made to Council Regulation (EC) No 708/2007. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

- Signature words omitted by [S.I. 2019/451 reg. 9\(16\)](#)
- Art. 3(1) substituted by [S.I. 2019/451 reg. 9\(3\)\(a\)](#)
- Art. 3(8) words inserted by [S.I. 2019/451 reg. 9\(3\)\(b\)](#)
- Art. 3(18) substituted by [S.I. 2019/451 reg. 9\(3\)\(c\)](#) (This amendment not applied to legislation.gov.uk. [S.I. 2019/451, reg. 9\(3\)\(c\)\(d\)](#) substituted immediately before IP completion day by [S.I. 2020/1463, regs. 1\(2\)\(a\), 2\(b\)](#))
- Art. 3(18) substituted by [S.I. 2019/451, reg. 9\(3\)\(c\)](#) (as substituted) by [S.I. 2020/1463 reg. 2\(2\)\(b\)](#)
- Art. 3(19) substituted by [S.I. 2019/451 reg. 9\(3\)\(d\)](#) (This amendment not applied to legislation.gov.uk. [S.I. 2019/451, reg. 9\(3\)\(c\)\(d\)](#) substituted immediately before IP completion day by [S.I. 2020/1463, regs. 1\(2\)\(a\), 2\(b\)](#))
- Art. 3(19) substituted by [S.I. 2019/451, reg. 9\(3\)\(d\)](#) (as substituted) by [S.I. 2020/1463 reg. 2\(2\)\(b\)](#)
- Art. 13(a) words inserted by [S.I. 2019/451 reg. 9\(10\)\(b\)](#)
- Art. 13(b) words inserted by [S.I. 2019/451 reg. 9\(10\)\(c\)](#)
- Art. 19(a) words inserted by [S.I. 2019/451 reg. 9\(12\)\(b\)](#)
- Art. 19(b) words inserted by [S.I. 2019/451 reg. 9\(12\)\(b\)](#)
- Art. 21(1)(2) substituted for words in Art. 21 by [S.I. 2019/451, reg. 9\(13\)](#) (as substituted) by [S.I. 2020/1463 reg. 2\(2\)\(f\)](#)
- Art. 24(1)(1A) substituted for Art. 24(1) by [S.I. 2019/753 reg. 42\(2\)\(a\)](#)
- Art. 24(1A)(c) inserted in earlier amending provision [S.I. 2019/753, reg. 42\(2\)\(a\)](#) by [S.I. 2020/1463 reg. 4\(3\)](#)
- Art. 24(3)(c) omitted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(b\)\(ii\)](#)
- Art. 24(3A) inserted by [S.I. 2019/753 reg. 42\(2\)\(d\)](#)
- Art. 24d24e inserted by [S.I. 2019/753 reg. 42\(4\)](#)
- Art. 24d(1) words substituted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(a\)\(i\)](#)
- Art. 24d(4) omitted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(a\)\(ii\)](#)
- Art. 24d(8) omitted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(a\)\(ii\)](#)
- Art. 24e(2) words substituted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(b\)\(i\)](#)
- Art. 24e(4) word substituted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(b\)\(iii\)\(aa\)](#)
- Art. 24e(4) words substituted in earlier amending provision [S.I. 2019/753, reg. 42\(4\)](#) by [S.I. 2020/1463 reg. 4\(4\)\(b\)\(iii\)\(bb\)](#)