

Commission Implementing Regulation (EU) 2018/659 of 12 April 2018 on the conditions for the entry into the Union of live equidae and of semen, ova and embryos of equidae (Text with EEA relevance)

*SECTION 1*

***Subject matter, scope and definitions***

*Article 1*

**Subject matter and scope**

This Regulation establishes the <sup>F1</sup>...third countries and parts of the territory of third countries from which the entry into [<sup>F2</sup>Great Britain] of consignments of equidae and of their semen, ova and embryos is authorised.

It also lays down the animal health and veterinary certification requirements applicable to those consignments.

**Textual Amendments**

- F1** Words in Art. 1 omitted (1.7.2022) by virtue of [The Import of Animals and Animal Products and Approved Countries \(Amendment\) Regulations 2022 \(S.I. 2022/735\)](#), regs. 1(2), **16(2)**
- F2** Words in Art. 1 substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(2)** (with regs. 69-71)

*Article 2*

**Definitions**

For the purposes of this Regulation, the following definitions shall apply:

(a) 'regionalisation'	means the official recognition of a part of the territory of a third country with precise geographical delimitations, containing an equidae subpopulation with a distinct health status with respect to one or more specific diseases and subject to
<b>a</b>	Commission Implementing Regulation (EU) 2015/262 of 17 February 2015 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae (Equine Passport Regulation) ( <a href="#">OJ L 59, 3.3.2015, p. 1</a> ).
<b>b</b>	Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae ( <a href="#">OJ L 224, 18.8.1990, p. 55</a> ).
<b>c</b>	Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries ( <a href="#">OJ L 24, 30.1.1998, p. 9</a> ).
<b>d</b>	<a href="https://ec.europa.eu/food/sites/food/files/animals/docs/ad_control-measures_bt_guidance_vpe_7068_2012.pdf">https://ec.europa.eu/food/sites/food/files/animals/docs/ad_control-measures_bt_guidance_vpe_7068_2012.pdf</a>

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		appropriate surveillance, disease control and biosecurity measures;
(b)	‘identification document’	means any document which may be used to prove the identity of an equine animal and which includes at least the following information: <ul style="list-style-type: none"> <li>(i) a narrative describing the animal and recording its marks depicted in a completed outline diagram;</li> <li>(ii) a reference to specific marks, characteristics or identifiers which establish an unambiguous link between the animal and the document;</li> <li>(iii) the information set out in points 1, 2, 3 and 6 to 10 of Part A and in points 12 to 18 in Part B of Section 1 of Annex I to Commission Implementing Regulation (EU) 2015/262<sup>a</sup>;</li> </ul>
(c)	‘registered horse’	means an animal of the species <i>Equus caballus</i> registered as defined in [ <sup>F3</sup> Article 2(e) of Commission Implementing Regulation (EU) 2015/262], identified by means of an identification document issued by: <ul style="list-style-type: none"> <li>(i) the breeding authority or any other competent authority of the country where the animal originated which manages the studbook or register for that breed of animal; or</li> <li>(ii) any international association or organisation which manages horses for competition or racing;</li> </ul>
(d)	‘entry’	means the action of moving equidae or their semen, ova or embryos into [ <sup>F4</sup> Great Britain];
(e)	‘type of entry’	means respectively the temporary admission, the re-entry after temporary export, imports and transit;
(f)	‘temporary admission’	means the status of a registered horse originating in a third country and moved

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**b** Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ L 224, 18.8.1990, p. 55).

**c** Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries (OJ L 24, 30.1.1998, p. 9).

**d** [https://ec.europa.eu/food/sites/food/files/animals/docs/ad\\_control-measures\\_bt\\_guidance\\_vpe\\_7068\\_2012.pdf](https://ec.europa.eu/food/sites/food/files/animals/docs/ad_control-measures_bt_guidance_vpe_7068_2012.pdf)

## SECTION 1

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		into [F5Great Britain] for a period of less than 90 days;
(g)	‘temporary export’	means the movement of a registered horse out of [F6Great Britain] for a period of less than 90 days;
(h)	‘re-entry’	means the movement of a registered horse from a third country into [F7Great Britain] after temporary export from [F7Great Britain];
(i)	‘imports’	means the movement of a consignment of equidae or their semen, ova or embryos into [F8Great Britain] for an undetermined period;
(j)	‘transit’	means the movement of a consignment of equidae across [F9Great Britain] by road, rail or waterway transport from one third country to another or from one part of the territory of a third country to another part of the territory of the same third country;
(k)	‘border [F10control] post’	means any [F10control] post as defined in [F11Article 3(38) of Regulation (EU) 2017/625 and approved by the appropriate authority for the commodity concerned];
(l)	‘category of equidae’	means respectively registered equidae, equidae for slaughter and equidae for breeding and production as defined in [F12Article 2(e), (g) and (h) of Commission Implementing Regulation (EU) 2015/262], and registered horses;
(m)	‘ova’	means the haploid stages of the ootidogenesis including secondary oocytes and ova;
(n)	‘operator’	means any natural or legal person subject to one or more of the rules provided for in this Regulation who has equidae or their germinal products under its responsibility;
(o)	‘isolation’	means the separation for a specified period of equidae from other animals to
<b>a</b>	Commission Implementing Regulation (EU) 2015/262 of 17 February 2015 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae (Equine Passport Regulation) (OJ L 59, 3.3.2015, p. 1).	
<b>b</b>	Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ L 224, 18.8.1990, p. 55).	
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		prevent the transmission through direct or indirect contact of specified pathogen(s), while the equidae are undergoing observation and, if appropriate, testing and treatment under the supervision of the veterinary authority;
(p)	‘quarantine’	means the isolation of equidae on premises operated in accordance with specific biosecurity rules under the control of the veterinary authority;
(q)	‘vector-protected quarantine’	means the quarantine of equidae which <ul style="list-style-type: none"> <li>(i) is carried out on dedicated premises that are:             <ul style="list-style-type: none"> <li>— screened against the intrusion of relevant vectors,</li> <li>— included in a system of vector surveillance within the premises and of measures to limit the presence of relevant vectors around the premises;</li> </ul> </li> <li>(ii) may include exercise of the quarantined animal under official supervision during the vector-low period of the day and subject to application of insecticides and insect repellents and where possible body-coverage;</li> </ul>
(r)	‘vector-proof quarantine’	means the quarantine of equidae in a sealed building which is: <ul style="list-style-type: none"> <li>— furnished with positive pressure ventilation and filtered air inlets,</li> <li>— is only accessible through a double door entry-exit system<sup>d</sup>,</li> <li>— in which a vector surveillance system is operated,</li> <li>— where Standard Operating Procedures, including description of back-up and alarm systems, are implemented for the operation of</li> </ul>

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**b** Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ L 224, 18.8.1990, p. 55).

**c** Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries (OJ L 24, 30.1.1998, p. 9).

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	the quarantine and the transport of equidae to the place of loading,
(s) <sup>F13</sup> ...	<sup>F13</sup> ...
[ <sup>F14</sup> (t) ‘appropriate authority’	means the Secretary of State (in relation to England), the Welsh Ministers (in relation to Wales) and the Scottish Ministers (in relation to Scotland); but the ‘appropriate authority’ is the Secretary of State if consent is given by: (a) in relation to Wales, the Welsh Ministers; (b) in relation to Scotland, the Scottish Ministers.]
[ <sup>F14</sup> (u) ‘appropriate computerised information management system’	means the computerised information management system for official controls referred to in Article 131 of Regulation (EU) 2017/625.]
[ <sup>F14</sup> (v) ‘third country’	means any country or territory other than the British Islands.]
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b	Council Directive 90/427/EEC of 26 June 1990 on the zootechnical and genealogical conditions governing intra-Community trade in equidae (OJ L 224, 18.8.1990, p. 55).
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### Textual Amendments

- F3** Words in Art. 2(c) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(a)** (with regs. 69-71)
- F4** Words in Art. 2(d) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(b)** (with regs. 69-71)
- F5** Words in Art. 2(f) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(c)** (with regs. 69-71)
- F6** Words in Art. 2(g) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(d)** (with regs. 69-71)
- F7** Words in Art. 2(h) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(d)** (with regs. 69-71)
- F8** Words in Art. 2(i) substituted (31.12.2020) by [The Import of, and Trade in, Animals and Animal Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1462\)](#), regs. 1(3), **68(3)(d)** (with regs. 69-71)

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- F9** Words in Art. 2(j) substituted (31.12.2020) by The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(e)** (with regs. 69-71)
- F10** Word in Art. 2(k) substituted (31.12.2020) by The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(f)(i)** (with regs. 69-71)
- F11** Words in Art. 2(k) substituted (31.12.2020) by The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(f)(ii)** (with regs. 69-71)
- F12** Words in Art. 2(l) substituted (31.12.2020) by The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(g)** (with regs. 69-71)
- F13** Art. 2(s) omitted (31.12.2020) by virtue of The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(h)** (with regs. 69-71)
- F14** Art. 2(t)-(v) inserted (31.12.2020) by The Import of, and Trade in, Animals and Animal Products (Miscellaneous Amendments) (EU Exit) Regulations 2020 (S.I. 2020/1462), regs. 1(3), **68(3)(i)** (with regs. 69-71)

### *<sup>F15</sup>Article 2a*

#### **Publication of code representing third country or territory**

The Secretary of State, with the consent of the Scottish Ministers (in relation to Scotland) and the Welsh Ministers (in relation to Wales), may specify in a document published for the purposes of this Article a system of words, letters or numbers representing, for the purposes of an animal health or veterinary certificate under this Regulation, a third country, listed in Annex 1 or, where regionalisation is applied, any part of the territory of such third countries.]

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#### **Textual Amendments**

- F15** Art. 2a inserted (1.7.2022) by The Import of Animals and Animal Products and Approved Countries (Amendment) Regulations 2022 (S.I. 2022/735), regs. 1(2), **16(3)**

**Changes to legislation:**

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