

2010 No. 394

BEE DISEASES

**The Bee Diseases and Pests Control (Amendment) Order
(Northern Ireland) 2010**

Made - - - - - *30th November 2010*

Coming into operation- - - - - *30th December 2010*

The Department of Agriculture and Rural Development^(a) in exercise of the powers conferred by Article 3 of the Bees (Northern Ireland) Order 1980^(b) makes the following Order:

Title and commencement

1. This Order may be cited as the Bee Diseases and Pests Control (Amendment) Order (Northern Ireland) 2010 and comes into operation on 30th December 2010.

Amendments

2.—(1) The Bee Diseases and Pests Control Order (Northern Ireland) 2007^(c) is amended as follows.

(2) For Article 11, substitute—

“Imported bees

11.—(1) Where consignments of queen bees mentioned in Article 7(3)(a) of Commission Regulation (EU) No 206/2010 arrive at the designated place of final destination from a third country or territory mentioned in Article 7(1) of that Regulation, the consignee must—

- (a) transfer them to new cages in accordance with Article 13(1) of that Regulation; and
- (b) send the cages, attendants and other material that accompanied those bees from the third country of origin to a laboratory in accordance with Article 13(2) of that Regulation.

(2) Where consignments of bumble bees mentioned in Article 7(3)(b) of Commission Regulation (EU) No 206/2010 are introduced into Northern Ireland from a third country or territory mentioned in Article 7(1) of that Regulation, the owner or person in charge of those bees must destroy the container and material that accompanied them from the third country of origin in accordance with the third paragraph of Article 13(3) of that Regulation.

(3) The Department is the competent authority for the purposes of Article 13(1) and (2) of that Regulation.

(a) Formerly the Department of Agriculture for Northern Ireland; see S.I. 1999/283 (N.I. 1), Article 3(4)
(b) S.I. 1980/869 (N.I. 7)
(c) S.R. 2007 No. 246

- (4) For the purposes of this Article—
- (a) “Commission Regulation (EU) No 206/2010” means Commission Regulation (EU) No 206/2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements;
 - (b) “the consignee” means the consignee as indicated on the veterinary certificate accompanying the bees in accordance with Article 7(4)(a) of Commission Regulation (EU) No 206/2010; and
 - (c) “designated place of final destination” has the same meaning in this Article as it has in Article 13 of Commission Regulation (EU) No 206/2010.”.
- (3) In Article 12(1), after “notifiable pest”, insert “or notifiable disease”.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 30th November 2010.

(L.S.)

John Speers
A senior officer of the Department of Agriculture and Rural Development

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Bee Diseases and Pests Control Order (Northern Ireland) 2007 (S.R. 2007 No. 246) (“the 2007 Order”). It makes provision for the enforcement in Northern Ireland of Article 13 of Commission Regulation (EU) No 206/2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements (OJ No L 73, 20.3.2010, p1, as read with the Corrigenda published in OJ No L 146, 11.6.2010, p1).

Article 13 of that Regulation imposes conditions that apply following the introduction of certain species of queen bees and bumble bees (*Apis mellifera* and *Bombus* spp.) from third countries into Northern Ireland.

This Order also amends Article 12(1) of the 2007 Order so that its provisions also apply in cases where notifiable disease is known or suspected.

Breach of the 2007 Order, as amended by this Order, is an offence under Article 3(7) of the Bees (Northern Ireland) Order 1980.

A full impact assessment has not been produced for this Order as no impact on the private or voluntary sectors is foreseen.

A transposition note in relation to the implementation of Article 13 of the Regulation has been prepared. A copy may be obtained from the Department of Agriculture and Rural Development, Farm Policy Branch, Dundonald House, Upper Newtownards Road, Belfast, BT4 3SB.

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