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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 85**

**The Aquatic Animal Health (Scotland) Regulations 2009**

**PART 3**

**PLACING ON THE MARKET**

**Certification requirements**

**17.**—(1) It is an offence to introduce any aquaculture animal or any aquaculture animal product into Scotland where the animal or product is required to be accompanied by an animal health certificate under Article 5 of Decision [2004/453/EC](#)(1) or Chapter III or IV of Regulation (EC) No. [1251/2008](#) unless it is accompanied by such a certificate completed in accordance with the relevant model specified in that Article or Chapter.

(2) A person is guilty of an offence if, for the purpose of procuring the issue of an animal health certificate under Article 5 of Decision [2004/453/EC](#) or Chapter III of Regulation (EC) No. [1251/2008](#), that person—

- (a) makes a statement which is false and which that person knows or suspects is false; or
- (b) intentionally fails to disclose any material particular.

(3) In paragraph (1) the reference to the introduction of any aquaculture animal or any aquaculture animal product into Scotland includes the introduction of any aquaculture animal or product into any zone or compartment within Scotland from any other zone or compartment within Scotland.

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(1) O.J. No. L 156, 30.4.2004, p.5, corrected by O.J. No. L 202, 7.6.2004, p.4 which substitutes new text for the whole of Commission Decision [2004/453/EC](#).