

---

STATUTORY INSTRUMENTS

---

**2002 No. 1227**

**AGRICULTURE, ENGLAND**

The Products of Animal Origin (Third  
Country Imports) (England) Regulations 2002

<i>Made</i>	- - - -	<i>1st May 2002</i>
<i>Laid before Parliament</i>		<i>1st May 2002</i>
<i>Coming into force</i>		<i>22nd May 2002</i>

THE PRODUCTS OF ANIMAL ORIGIN (THIRD  
COUNTRY IMPORTS) (ENGLAND) REGULATIONS 2002

PART I

INTRODUCTION

1. Title, commencement and extent
2. Interpretation
3. Exemptions

PART II

ENFORCEMENT

4. Enforcement authorities
5. Enforcement by an authorised officer or the Agency in place of local authority
6. Appointment of official veterinary surgeons and official fish inspectors
7. Exercise of enforcement powers
8. Powers of entry and inspection
9. Powers in relation to documents
10. Protection of officials acting in good faith
11. Entry warrants
12. Local authority returns
13. Suspension of border inspection posts
14. Regulatory functions of official fish inspectors

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

### PART III

#### PROVISIONS APPLICABLE TO PRODUCTS IN GENERAL

15. Prohibition of non-conforming products
16. Introduction of products at border inspection posts
17. Advance notice of introduction or presentation
18. Presentation of products at border inspection posts
19. Veterinary checks
20. Certificate of veterinary clearance to accompany consignment
21. Products which fail veterinary checks
22. Treatment as animal by-products
23. Products containing unauthorised substances and excess residues
24. Consignments and products illegally introduced
25. Products dangerous to animal or public health
26. Serious or repeated infringements
27. Invalidation of veterinary documents
28. Costs in respect of products redispached or disposed of

### PART IV

#### ON-BOARD CATERING SUPPLIES

29. Disposal of unused catering supplies

### PART V

#### PRODUCTS INTENDED FOR IMPORT

30. Retention of documents at border inspection posts
31. Evidence of certification of, and payment for, veterinary checks
32. Products not intended for the United Kingdom
33. Products transported under supervision
34. Transhipment of products intended for import

### PART VI

#### TRANSIT PRODUCTS

35. Border inspection posts of entry and exit
36. Prior authorisation of transit
37. Physical check of transit products
38. Movement of transit products
39. Disposal of returned transit products

### PART VII

#### PRODUCTS INTENDED FOR WAREHOUSES OR SHIPS' STORES

40. Application of Part VII
41. Additional information to be given in advance
42. Physical check of non-conforming products
43. Exclusion of non-conforming products from warehouses

## PART VIII

### PRODUCTS RETURNED FROM THIRD COUNTRIES

44. Meaning of “export certificate”
45. Additional documentation for returned products
46. Physical check of returned products
47. Movement of returned products

## PART IX

### CHARGES FOR VETERINARY CHECKS

48. Payment of charges
49. Calculation of charges
50. Conversion of charges to sterling
51. Liability for charges
52. Information relating to charges
53. Appeals against charges

## PART X

### EMERGENCY DECLARATIONS

54. Disease outbreaks in third countries

## PART XI

### OFFENCES AND PENALTIES

55. Obstruction
56. Contraventions
57. Defence of due diligence
58. Penalties
59. Offences by bodies corporate

## PART XII

### NOTICES AND DECISIONS

60. Form and content of notices
61. Service of notices
62. Notification of decisions

## PART XIII

### DISAPPLICATIONS AND CONSEQUENTIAL AMENDMENTS

63. Disapplication of existing provisions
64. Consequential amendments  
Signature

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## **CERTIFICATE FOR VETERINARY CHECKS ON PRODUCTS INTRODUCED INTO THE EEC FROM NON-MEMBER COUNTRIES**

{s001} To be completed by the importer or his...  
CN code Nature of goods Type of preservation Number of...  
Probable date of arrival: Animal Health and/or Public Health  
Certificate(s)...

### **SHEET 2 — CERTIFICATE OF VETERINARY CLEARANCE**

{s002} To be completed by ticking the applicable entry and...  
Release for free use in the EEC Entry into the...  
Seal number of official service:  
Competent authority of place of destination:

## **SCHEDULE 2 — Import conditions** **PART I — PROVISIONS COMMON TO SEVERAL CATEGORIES OF PRODUCT**

### **A.**

#### **Maximum residue limits and contaminants**

1. Council Regulation (EEC) No. 2377/90 laying down a Community procedure...
2. Council Directive 96/23/EC on measures to monitor certain substances and...
3. Commission Decision 2000/159/EC on the provisional approval of residue plans...
4. Commission Regulation (EC) No. 466/2001 setting maximum levels for certain...

### **B.**

#### **Transmissible spongiform encephalopathies**

1. Council Decision 2000/766/EC concerning certain protection measures with regard to...
2. Regulation (EC) No. 999/2001 of the European Parliament and of...

### **C.**

#### **Protective measures—all products**

China

## **PART II — FRESH MEAT OF BOVINE, OVINE AND CAPRINE ANIMALS AND SWINE**

### **A.**

#### **General Provisions**

1. Council Directive 64/433/EEC on health problems affecting intra-Community trade in...

2. Council Directive 72/462/EEC on health and veterinary inspection problems upon...
3. Council Directive 77/96/EEC on the examination for trichinae (trichinella spiralis)...

B.

**Third countries from which fresh meat may be imported**

Council Decision 79/542/EEC drawing up a list of third countries...

C.

**Third country establishments from which fresh meat may be imported**

1. Commission Decision 95/408/EC on conditions for drawing up, for an...
2. Argentina
3. Australia
4. Botswana
5. Brazil
6. Bulgaria
7. Canada
8. Chile
9. Croatia
10. Czech Republic
11. Greenland
12. Hungary
13. Iceland
14. Former Yugoslav Republic of Macedonia
15. Lithuania
16. Madagascar
17. Malta
18. Mexico
19. Morocco
20. Namibia
21. New Zealand
22. Paraguay
23. Poland
24. Romania
25. Slovak Republic
26. Slovenia
27. South Africa
28. Swaziland
29. Switzerland
30. United States of America
31. Uruguay
32. Federal Republic of Yugoslavia
33. Zimbabwe

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## D

### Health certification requirements

1. Argentina, Brazil, Chile, Columbia, Paraguay and Uruguay
2. Australia
3. Belize
4. Botswana, Madagascar, Morocco, Namibia, South Africa, Swaziland and Zimbabwe
5. Albania, Bosnia-Herzegovina, Belarus, Bulgaria, Croatia, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Former Yugoslav Republic of Macedonia, Poland, Romania, Russia, Slovak Republic, Slovenia and Federal Republic of Yugoslavia
6. Canada
7. Costa Rica
8. Cuba
9. Cyprus
10. The Falkland Islands
11. Greenland
12. Guatemala
13. Honduras
14. Iceland
15. Malta
16. Mexico
17. New Caledonia
18. New Zealand
19. Panama
20. Switzerland
21. Turkey
22. United States of America

## E.

### Third countries/Regions from which fresh imports of meat are prohibited

1. Albania
  2. Nicaragua
- PART III — MEAT PRODUCTS

## A.

### General Provisions

1. Council Directive 72/462/EEC (See Part II, Section A, no 2...
2. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
3. Council Directive 80/215/EEC an animal health problems affecting intra-Community trade...

B.

**Third countries from which meat products may be imported**

1. Council Decision 79/542/EEC (see Part II, section B above).
2. Commission Decision 97/222/EEC laying down the list of third countries...

C.

**Third country establishments from which meat products may be imported:**

1. Commission Decision 95/408/EC (see Part II, section C, No. 1...
2. Argentina
3. Botswana
4. Brazil
5. Czech Republic
6. Namibia
7. Uruguay
8. Zimbabwe
9. Miscellaneous third countries
10. Miscellaneous third countries

D.

**Health Certification Requirements**

1. Commission Decision 97/221/EC (OJ No. L89, 4.4.97, p.32) (meat products...
2. Commission Decision 97/41/EC (OJ. No. L17, 21.1.97, p.34) (poultry meat,...  
PART IV — MILK, HEAT-TREATED MILK AND MILK-BASED PRODUCTS

A.

**General**

1. Council Directive 92/46/EEC laying down the health rules for the...
2. Commission Decision 95/343/EC providing for the specimens of the health...
3. Commission Decision 95/342/EC on treatment of milk and milk-based products...

B.

**Third countries from which milk, etc may be imported**

Commission Decision 95/340/EC (OJ No. L200, 24.8.95, p.38) as last...

C.

**Third country establishments from which milk, etc may be imported**

1. Commission Decision 95/408/EC (see part II, section C, No. 1...

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

2. Commission Decision 97/252/EC (OJ No. L101, 18.4.97, p.46) as last...  
PART V — FRESH POULTRY-MEAT

A.

#### General

1. Council Directive 71/118/EEC on health problems affecting trade in fresh...
2. Council Directive 91/494/EEC on animal health conditions governing intra-community trade...

B.

#### Third Countries from which fresh poultrymeat may be imported

Commission Decision 94/85/EC (OJ No. L44, 17.2.94, p.31) as last...

C.

#### Third Country establishments from which fresh poultry meat may be imported.

1. Commission Decision 95/408/EC (see part II, section C, No. 1...
2. Commission Decision 97/4/EC (OJ No. L2, 4.1.97, p.6) as last...

D.

#### Health Certification Requirements

Commission Decision 94/984/EC (OJ No. L378, 31.12.94, p.11) as last...  
PART VI — WILD GAME MEAT

A.

#### General

1. Council Directive 92/45 on public health and animal health problems...
2. Commission Decision 2000/585/EC laying down animal and public health conditions...

B.

#### Third Country establishments from which game meat may be imported

1. Commission Decision 95/408/EC (see part II, section C, No. 1...
2. Commission Decision 97/468/EC (OJ No. 199, 26.7.97, p.62) as last...  
PART VII — MINCED MEAT AND MEAT PREPARATIONS

A.

#### General

Council Directive 94/65/EC laying down the requirements for the production...



B.

**Health Certification requirements**

Commission Decision 2000/572/EC (OJ No. L240, 23.9.2000, p.19).

C.

**Third Country Establishments from which minced meat and meat preparations may be imported**

1. Commission Decision 95/408/EC (see part II, section C, No. 1...
2. Commission Decision 1999/710/EC (OJ No. L281, 4.11.1999, p.82) as last...  
PART VIII — MISCELLANEOUS PRODUCTS

A.

**General**

1. Council Directive 92/118/EEC laying down animal and public health requirements...
2. Council Directive 91/495/EEC concerning public health and animal health problems...
3. Commission Decision 2000/609/EC laying down animal and public health conditions...

B.

**Third countries from which products covered by Council Directive 92/118/EEC may be imported**

Commission Decision 94/278/EC (OJ No. L120, 11.5.94, p.44) as last...

C.

**Third country establishments from which products covered by Council Directive 92/118/EEC may be imported**

1. Commission Decision 95/408/EC (see part II, section C, No. 1...
2. Commission Decision 1999/120/EC (OJ No. L36, 10.2.1999, p.21), as last...
3. Commission Decision 97/467/EC (OJ No. L199, 26.7.97 p.57) as last...

D.

**Health Certification Requirements**

1. Commission Decision 95/341/EC (OJ No. L200, 24.8.95, p.42) as amended...
2. Commission Decision 94/187/EC (OJ No. L89, 6.4.94, p.18) as amended...
3. Commission Decision 97/168/EC (OJ No. L67, 7.3.97, p.19) (hides and...
4. Commission Decision 94/309/EC (OJ No. L137, 1.6.94, p.62), as last...

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

5. Commission Decision 97/199/EC (OJ No. L84, 26.3.97, p.4) (pet-food in...
6. Commission Decision 94/446/EC (OJ No. L183, 19.7.94, p.46) as last...
7. Commission Decision 94/344/EC (OJ No. L154, 21.6.94, p.45) as last...
8. Commission Decision 97/198/EC (OJ No. L84, 26.3.97, p.36) (processed animal...
9. Commission Decision 94/143/EC (OJ No. L62, 5.3.94, p.41) as last...
10. Commission Decision 2000/585/EC (see Part VI, Section A, No. 2...
11. Commission Decision 2000/609/EC (OJ No. L258, 12.10.2000, p.49) as amended...
12. Commission Decision 94/860/EC (OJ No. L352, 31.12.94, p.69) (apiculture products)....
13. Commission Decision 96/500/EC (OJ No. L203, 13.8.96, p.13) (game trophies)....
14. Commission Decision 94/435/EC (OJ No. L180, 14.7.94, p.40) as last...
15. Commission Decision 97/38/EC (OJ No. L14, 17.1.97, p.61) (egg products)....
16. Commission Decision 2000/20/EC (OJ No. L6, 11.1.2000, p.60) (gelatine).

#### PART IX — FISHERY PRODUCTS

##### A.

#### General Provisions

1. Council Directive 91/67/EEC concerning the animal health conditions governing the...
2. Council Directive 91/492/EEC laying down the health conditions for the...
3. Council Directive 91/493/EEC laying down the health conditions for the...
4. Council Directive 92/48/EEC laying down minimum hygiene rules applicable to...
5. Commission Decision 93/25/EEC approving certain treatments to inhibit the development...
6. Commission Decision 93/51/EEC on the microbiological criteria applicable to the...
7. Commission Decision 93/140/EEC laying down the detailed rules relating to...
8. Commission Decision 94/356/EC laying down detailed rules for the application...
9. Commission Decision 95/149/EC fixing total volatile basic nitrogen (TVB-N) limit...
10. Commission Decision 95/352/EC laying down the animal health conditions and...
11. Council Directive 2001/22/EC laying down the sampling methods and the...

##### B.

#### Health certification

1. Commission Decision 95/328/EC establishing health certification for fishery products from...
2. Commission Decision 96/333/EC establishing health certification of live bivalve molluscs,...
3. Commission Decision 1998/418/EC (OJ No. L190, 4.7.98, p.53) (Uganda, Tanzania,...

4. Commission Decision 2000/127/EC (OJ No. L36, 11.2.2000, p.43) (Tanzania).
5. Commission Decision 2000/493/EC (OJ No. L199, 5.8.2000, p.84) (Uganda).
6. Commission Decision 2000/759/EC (OJ No. L304, 5.12.2000, p.18). (Kenya).

C.

### **Third Country Equivalence**

Commission Decision 97/20/EC establishing the list of third countries fulfilling...

D.

### **Third countries from which fishery products may be imported**

Commission Decision 97/296/EC drawing up a list of third countries...

E.

### **Third country establishments from which fishery products may be imported**

Commission Decision 95/408/EC on the conditions for drawing up for...

F.

### **Special import conditions for fishery products**

1. Albania
2. Argentina
3. Australia
4. Bangladesh
5. Brazil
6. Canada
7. Chile
8. China
9. Colombia
10. Croatia
11. Cuba
12. Czech Republic  
Commission Decision 2001/39/EC (OJ No. L10, 13.1.2001, p.68).
13. Equador
14. Estonia
15. Falkland Islands
16. Gabon
17. Gambia
18. Ghana
19. Guatemala
20. Guinea
21. India
22. Indonesia

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

23. Iran
24. Ivory Coast
25. Jamaica
26. Japan
27. Korea
28. Latvia
29. Lithuania
30. Madagascar
31. Malaysia
32. Maldives
33. Mauritania
34. Mauritius
35. Mexico
36. Morocco
37. Namibia
38. New Zealand
39. Nicaragua
40. Nigeria
41. Oman
42. Pakistan
43. Panama
44. Peru
45. Philippines
46. Poland
47. Russia
48. Senegal
49. Seychelles
50. Singapore
51. Slovenia
52. South Africa
53. Taiwan
54. Tanzania
55. Thailand
56. Tunisia
57. Turkey
58. Uganda
59. Uruguay
60. Venezuela
61. Vietnam
62. Yemen

## G.

### **Special import conditions for bivalve molluscs**

1. Australia
2. Chile
3. Japan
4. Jamaica
5. Korea
6. Morocco
7. Peru
8. Thailand

9. Tunisia
10. Turkey  
Commission Decision 94/778/EC (OJ No. L312, 6.12.94, p.40) as last...
11. Uruguay
12. Vietnam

## H.

### Protective measures—fishery products

1. Albania
2. China and Vietnam
3. Indonesia
4. Myanmar
5. Pakistan
6. Thailand
7. Vietnam

## I.

### Protective measures—bivalve molluscs

Peru

#### SCHEDULE 3 — Directives which cover products of animal origin

1. Council Directive 64/433/EEC on health problems affecting intra-Community trade in...
2. Council Directive 71/118/EEC on health problems affecting trade in fresh...
3. Council Directive 72/461/EEC on health problems affecting intra-Community trade in...
4. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
5. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade...
6. Council Directive 89/437/EEC on hygiene and health problems affecting the...
7. Council Directive 90/425/EEC concerning veterinary and zootechnical checks applicable in...
8. Council Directive 91/67/EEC concerning the animal health conditions governing the...
9. Council Directive 91/492/EEC laying down the health conditions for the...
10. Council Directive 91/493/EEC laying down the health conditions for the...
11. Council Directive 91/494/EEC on animal health conditions governing intra-Community trade...
12. Council Directive 91/495/EEC concerning public health problems affecting the production...
13. Council Directive 92/45/EEC on public health and animal health problems...
14. Council Directive 92/46/EEC laying down the health rules for the...
15. Council Directive 92/118/EEC laying down animal health and public health...
16. Council Directive 94/65/EC laying down the requirements for the placing...

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

17. Council Directive 88/407/EEC laying down the animal health requirements applicable...
18. Council Directive 89/556/EEC on animal health conditions governing intra-Community trade...
19. Council Directive 90/429/EEC laying down the animal health requirements applicable...

#### SCHEDULE 4 — **Equivalence Decisions**

1. Council Decision 1999/201/EEC on the conclusion of the Agreement between...
2. Council Decision 98/250/EC on the conclusion of a Protocol concerning...
3. Council Decision 97/132/EC on the conclusion of the Agreement between...

#### SCHEDULE 5 — **Calculation of charges for veterinary checks**

##### PART 1 — COSTS COVERED BY THE CHARGES

1. For the purposes of this Schedule “the actual cost” of...
2. The items referred to in paragraph 1 above are the...

##### PART II — CONSIGNMENTS FROM SPECIFIED THIRD COUNTRIES

The charge for veterinary checks carried out on a consignment...

##### PART III — MEAT AND MEAT PRODUCTS

The charge for veterinary checks carried out on a consignment...

##### PART IV — FISHERY PRODUCTS

The charge for veterinary checks carried out on a consignment...

##### PART V — ALL OTHER PRODUCTS

The charge for veterinary checks carried out on a consignment,...

#### SCHEDULE 6 — **Offence provisions**

##### PART I — PROVISIONS WHERE DUE DILIGENCE DEFENCE IS AVAILABLE

Regulations— 15 (Prohibition of non-conforming products) 16 (Introduction of products...

##### PART II — PROVISIONS WHERE DUE DILIGENCE DEFENCE IS NOT AVAILABLE

Regulations— 18(3) and (4) (Presentation of documents with products). 19...

#### SCHEDULE 7 — **Disapplication of provisions**

1 2 3 Instrument Reference Extent of Disapplication The Imported...

#### SCHEDULE 8 — **Consequential amendments**

1. The Dairy Products (Hygiene) Regulations 1995 (S.I. 1995/1086, as amended by S.I. 1996/1499, 1699, 1997/1729, 1998/2424 and 2000/656)
2. The Fresh Meat (Import Conditions) Regulations 1996 (S.I. 1996/3125)
3. The Imported Food Regulations 1997 (S.I. 1997/2537)

Explanatory Note

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Products of Animal Origin (Third Country Imports) (England) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Sch 2 Pt I am by [S.I. 2002/2151 reg 2](#)
- Sch. 2 Pt. 5 heading substituted by [S.I. 2002/2639 reg. 2\(2\)](#)
- Sch. 2 substituted by [S.I. 2002/3206 reg. 2\(7\)](#)Sch.
- Sch 6 Pt I am by [S.I. 2003/812 regs 29](#)
- Regulations revoked by [S.I. 2003/3177 reg. 68](#)Sch. 6
- reg 2 defn(s) added by [S.I. 2003/812 regs 23](#)
- reg 4 am by [S.I. 2003/812 regs 24](#)
- reg 13 am by [S.I. 2003/812 regs 26](#)
- reg 16 subst by [S.I. 2003/812 regs 27](#)
- reg 28 am by [S.I. 2003/812 regs 28](#)
- reg. 45(e) omitted by [S.I. 2002/3206 reg. 2\(3\)](#)
- reg. 53(4) words substituted by [S.I. 2002/3206 reg. 2\(4\)](#)
- reg. 63(1) words substituted by [S.I. 2002/3206 reg. 2\(6\)](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 Pt. 1 s. C words substituted by [S.I. 2002/2570 reg. 2\(a\)](#)
- Sch. 2 Pt. 5 s. E inserted by [S.I. 2002/2639 reg. 2\(3\)](#)
- Sch. 2 Pt 9 s. Hpara. 5 omitted by [S.I. 2002/2570 reg. 2\(b\)\(ii\)](#)
- Sch. 2 Pt 9 s. Hpara. 7 omitted by [S.I. 2002/2570 reg. 2\(b\)\(ii\)](#)
- Sch. 2 Pt 9 s. Hpara. 2 substituted by [S.I. 2002/2570 reg. 2\(b\)\(i\)](#)
- reg. 33A substituted for reg.3 by [S.I. 2002/3206 reg. 2\(2\)](#)
- reg 12A added by [S.I. 2003/812 regs 25](#)
- reg. 53(5) inserted by [S.I. 2002/3206 reg. 2\(5\)](#)