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STATUTORY INSTRUMENTS

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**2004 No. 2363**

The Non Commercial Movement of Pet  
Animals (England) Regulations 2004

PART 5

Amendment, transitional provisions, savings and revocations

**Amendment to the Animal and Animal Products (Import and Export) Regulations 2004**

**19.**—(1) The Animal and Animal Products (Import and Export) Regulations 2004<sup>(1)</sup> shall be amended in accordance with this regulation.

(2) For regulation 2 there shall be substituted the following—

**“Exception**

**2.**—(1) Subject to paragraph (2), these Regulations shall not apply to veterinary checks on movements of pets (other than equidae) accompanied by and under the responsibility of a natural person, where such movements are not the subject of a commercial transaction.

(2) These Regulations shall apply to veterinary checks on movements of more than five pets travelling together notwithstanding that they are accompanied by and under the responsibility of a natural person and that their movement is not the subject of a commercial transaction if they—

- (a) are each of a species listed in Annex I to Regulation (EC) No. 998/2003; and
- (b) come from a third country other than one listed in section 2 of part B of Annex II to Regulation (EC) No. 998/2003.”

(3) In paragraph 10 of Part I of Schedule 3 and in paragraph 9 of Part II of Schedule 5 the following shall be inserted in the list of amending instruments after Council Regulation (EC) No. 1802/2002—

“Regulation (EC) No. 998/2003 (OJ No. L 146, 1.6.2003, p1) as amended by Commission Regulation (EC) No. 592/2004 (OJ No. L 94, 31.3.2004, p7)”

**Transitional provisions**

**20.**—(1) This regulation applies to a pet dog or cat which is brought into England accompanied by PETS certification which was issued before 1st October 2004.

(2) An animal to which this regulation applies shall be—

- (a) treated against *Echinococcus multilocularis* and ticks in accordance with regulations 9(2) and 9(3); and

- (b) accompanied by an official health certificate in a form directed by the Secretary of State which records that treatment in accordance with regulation 9(4)(a) and is signed and stamped in accordance with regulation 9(4)(b).
- (3) Subject to paragraph (4), PETS certification issued before 1st October 2004 and an official health certificate complying with sub-paragraph (2)(b) shall together be treated as if they were—
  - (a) a passport where the animal is entering in circumstances where the Community Regulation requires a passport; or
  - (b) a third country health certificate where the animal is entering in circumstances where the Community Regulation requires such a certificate,and regulations 10, 11 and 15 shall take effect accordingly.
- (4) Where this regulation applies the carrier shall, in place of its obligations under regulations 10(4)(b) and 10(4)(c)(i), satisfy itself that—
  - (a) the number of the microchip corresponds with the number of the microchip recorded in both the PETS certification and the official health certificate; and
  - (b) both the PETS certification and the official health certificate are current.

#### **Savings**

**21.** Approvals granted under article 8 of the Pet Travel Scheme (Pilot Arrangements) (England) Order 1999 shall continue in force as approvals under these Regulations.

#### **Revocations**

**22.** The Orders listed in Schedule 2 are revoked.