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STATUTORY INSTRUMENTS

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**2008 No. 3230**

**AGRICULTURE, ENGLAND**

**The Products of Animal Origin (Third Country Imports) (England) (Amendment) Regulations 2008**

<i>Made</i>	- - - -	<i>15th December 2008</i>
<i>Laid before Parliament</i>		<i>19th December 2008</i>
<i>Coming into force</i>	- -	<i>15th January 2009</i>

The Secretary of State is a Minister designated<sup>(1)</sup> for the purposes of making Regulations under section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to the common agricultural policy of the European Community.

These Regulations make provision for a purpose mentioned in that section and it appears to the Secretary of State that it is expedient for the references to the legislation set out in the Schedule to be construed as references to that legislation as amended from time to time.

The Secretary of State makes these Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972.

**Title, application and commencement**

1. These Regulations—
  - (a) may be cited as the Products of Animal Origin (Third Country Imports) (England) (Amendment) Regulations 2008;
  - (b) apply in England; and
  - (c) come into force on 15th January 2009.

**Amendment to the Products of Animal Origin (Third Country Imports) Regulations**

2. Schedule 1 to the Products of Animal Origin (Third Country Imports) (England) Regulations 2006<sup>(3)</sup> is replaced with the Schedule set out in the Schedule to these Regulations.

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(1) S. I. 1972/1811.

(2) 1972 c. 68. Paragraph 1A was inserted into Schedule 2 by section 28 of the [Legislative and Regulatory Reform Act 2006](#) (c. 51).

(3) S. I. 2006/2841 as last amended by S. I. 2007/1605.

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**Changes to legislation:** There are currently no known outstanding effects for the The Products of Animal Origin (Third Country Imports) (England) (Amendment) Regulations 2008. (See end of Document for details)

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15th December 2008

Jane Kennedy  
Minister of State  
Department for Environment, Food and Rural  
Affairs

## SCHEDULE

Regulation 2

### Replacement Schedule

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#### SCHEDULE 1

Regulations 2(1), 4(7), 21, 36 and 37

#### Import conditions

### PART 1

#### Provisions Common to Several Categories of Product

##### Maximum residue limits and contaminants

1. Council Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin(4).
2. Council Directive 96/23/EC on measures to monitor certain substances and residues thereof in live animals and animal products(5).
3. Commission Decision 2004/432/EC on the approval of residue monitoring plans submitted by third countries in accordance with Council Directive 96/23/EC(6).
4. Commission Decision 2005/34/EC laying down harmonised standards for the testing for certain residues in products of animal origin imported from third countries(7).
5. Commission Regulation (EC) No 1881/2006 setting maximum levels for certain contaminants in foodstuffs(8).
6. Council Regulation (EC) No 733/2008 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station(9).
7. Commission Regulation (EC) No 1609/2000 establishing a list of products excluded from the application of Council Regulation (EEC) No 737/90 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station(10).

##### Transmissible spongiform encephalopathies

8. Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control, and eradication of certain transmissible spongiform encephalopathies(11).

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(4) OJ No L 224, 18.8.90, p. 1 as last amended by Commission Regulation (EC) No 542/2008 (OJ No L 157, 17.6.2008, p. 43).

(5) OJ No L 125, 23.5.96, p. 10 as last amended by Council Directive 2006/104/EC (OJ No L 363, 20.12.2006, p. 352).

(6) OJ No L 154, 30.4.2004, p. 42 as last amended by Commission Decision 2008/772/EC (OJ No L 263, 2.10.2008, p. 20).

(7) OJ No L 16, 20.1.2005, p. 61.

(8) OJ No L 364, 20.12.2006, p. 5 as last amended by Commission Regulation (EC) No 629/2008 (OJ No L 173, 3.7.2008, p. 6).

(9) OJ No L 201, 30.7.2008, p. 1.

(10) OJ No L 185, 25.7.2000, p. 27.

(11) OJ No L 147, 31.5.2001, p. 1 as last amended by Commission Regulation (EC) No 956/2008 (OJ No L 260, 30.9.2008, p. 8).

*Status: Point in time view as at 15/01/2009.*

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9. Commission Decision [2007/453/EC](#) establishing the BSE status of Member States or third countries or regions thereof according to the BSE risk **(12)**.

### **Health certificates for imports of products of animal origin**

10. Commission Decision [2007/240/EC](#) laying down new veterinary certificates for importing live animals, semen, embryos, ova and products of animal origin into the Community pursuant to Decision [79/542/EEC](#), [92/260/EEC](#), [93/195/EEC](#), [93/196/EEC](#), [93/197/EEC](#), [95/328/EC](#), [96/333/EC](#), [96/539/EC](#), [96/540/EC](#), [2000/572/EC](#), [2000/585/EC](#), [2000/666/EC](#), [2002/613/EC](#), [2003/56/EC](#), [2003/779/EC](#), [2003/804/EC](#), [2003/858/EC](#), [2003/863/EC](#), [2003/881/EC](#), [2004/407/EC](#), [2004/438/EC](#), [2004/595/EC](#), [2004/639/EC](#), [2006/168/EC](#)**(13)**.

### **Health certification for animal products from New Zealand**

11. Commission Decision [2003/56/EC](#) on health certificates for the importation of live animals and animal products from New Zealand**(14)**.

### **Animal and public health rules on imports of products of animal origin for human consumption**

12. Council Directive [2002/99/EC](#) laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption**(15)**.

13. Regulation [\(EC\) No 178/2002](#) of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety**(16)**.

14. Council Regulation [\(EC\) No 183/2005](#) laying down requirements for feed hygiene**(17)**.

15. Council Regulation [\(EC\) No 396/2005](#) on maximum levels of pesticides in or on food and feed of plant and animal origin**(18)**.

16. Regulation [\(EC\) No 853/2004](#) of the European Parliament and the Council laying down specific hygiene rules for food of animal origin**(19)**.

17. Regulation [\(EC\) No 854/2004](#) of the European Parliament and the Council laying down specific hygiene rules for the organisation of official controls on products of animal origin intended for human consumption**(20)**.

18. Regulation [\(EC\) No 882/2004](#) of the European Parliament and the Council on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules**(21)**.

19. Commission Regulation [\(EC\) No 2073/2005](#) on microbiological criteria for foodstuffs**(22)**.

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**(12)** OJ No L 172, 30.6.2007, p. 84.

**(13)** OJ No L 104, 21.4.2007, p. 37.

**(14)** OJ No L 22, 25.1.2003, p. 38 as last amended by Commission Decision [2006/855/EC](#) (OJ No L 338, 5.12.2006, p. 45).

**(15)** OJ No L 18, 23.1.2003, p. 11.

**(16)** OJ No L 31, 1.2.2002, p. 1 as last amended by Commission Regulation [\(EC\) No 202/2008](#) (OJ No L 60, 5.3.2008, p. 17).

**(17)** OJ No L 35, 8.2.2005, p. 1.

**(18)** OJ No L 70, 16.3.2005, p. 1 as last amended by Commission Regulation [\(EC\) No 299/2008](#) (OJ No L 97, 9.4.2008, p. 67).

**(19)** OJ No L 139, 30.4.2004, p. 55 as last amended by Commission Regulation [\(EC\) No 1020/2008](#) (OJ No L 277, 18.10.2008, p. 8).

**(20)** OJ No L 139, 30.4.2004, p. 206 as last amended by Commission Regulation [\(EC\) No 1021/2008](#) (OJ No L 277, 18.10.2008, p. 15).

**(21)** OJ No L 165, 30.4.2004, p. 1 as last amended by Commission Regulation [\(EC\) No 1029/2008](#) (OJ No L 278, 21.10.2008, p. 6).

**(22)** OJ No L 338, 22.12.2005, p. 1 as last amended by Commission Regulation [\(EC\) No 1441/2007](#) (OJ No L 322, 7.12.2007, p. 12).

**20.** Commission Regulation (EC) No 2074/2005 laying down implementing measures for certain products under Regulation (EC) No 853/2004 of the European Parliament and of the Council and for the organisation of official controls under Regulation (EC) No 854/2004 of the European Parliament and of the Council and Regulation 882/2004 of the European Parliament and of the Council, derogating from Regulation 852/2004 of the European Parliament and of the Council(**23**).

**21.** Commission Regulation (EC) No 2075/2005 laying down specific rules on official controls for *Trichinella* in meat(**24**).

**22.** Commission Regulation (EC) No 2076/2005 laying down transitional arrangements for the implementation of Regulations (EC) No 853/2004, (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council(**25**).

## PART 2

### Fresh Meat of Bovine, Ovine and Caprine Animals and Swine

#### Third countries and health certification requirements for imports of fresh meat

**1.** Council Decision 79/542/EEC drawing up a list of third countries or parts of third countries, and laying down animal and public health and veterinary certification conditions, for importation into the Community of certain live animals and their fresh meat(**26**).

#### Argentina

**2.** Commission Decision 81/91/EEC on the list of establishments in the Argentine Republic approved for the purposes of the importation of fresh beef and veal, sheepmeat and meat of domestic solipeds into the Community(**27**).

#### Australia

**3.** Commission Decision 83/384/EEC on the list of establishments in Australia approved for the purposes of importing fresh meat into the Community(**28**).

#### Botswana

**4.** Commission Decision 83/243/EEC on the list of establishments in the Republic of Botswana approved for the purposes of importing fresh meat into the Community(**29**).

#### Brazil

**5.** Commission Decision 81/713/EEC on the list of establishments in the Federative Republic of Brazil approved for the purpose of importing fresh beef and veal and meat of domestic solipeds into the Community(**30**).

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(23) OJ No L 338, 22.12.2005, p. 27 as last amended by Commission Regulation (EC) No 1022/2008 (OJ No L 277, 18.10.2008, p. 18).

(24) OJ No L 338, 22.12.2005, p. 60 as last amended by Commission Regulation (EC) No 1245/2007 (OJ No L 281, 25.10.2007, p. 19).

(25) OJ No L 338, 22.12.2005, p. 83 as last amended by Commission Regulation (EC) No 1023/2008 (OJ No L 277, 18.10.2008, p. 21).

(26) OJ No L 146, 14.6.79, p. 15 as last amended by Commission Decision 2008/752/EC (OJ No L 261, 30.9.2008, p. 1).

(27) OJ No L 58, 5.3.81, p. 39 as amended by Commission Decision 86/392/EEC (OJ No L 228, 14.8.86, p. 44).

(28) OJ No L 222, 13.8.83 p. 36 as amended by Commission Decision 86/389/EEC (OJ No L 228, 14.8.86, p. 34).

(29) OJ No L 129, 19.5.83, p. 70.

(30) OJ No L 257, 10.9.81, p. 28 as last amended by Commission Decision 89/282/EEC (OJ No L 110, 21.4.89, p. 54).

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## **Canada**

6. Commission Decision [87/258/EEC](#) on the list of establishments in Canada approved for the purpose of importing fresh meat into the Community(31).

## **Chile**

7. Commission Decision [87/124/EEC](#) on the list of establishments in Chile approved for the purpose of importing fresh meat into the Community(32).

## **Croatia**

8. Commission Decision [93/26/EEC](#) on the list of establishments in the Republic of Croatia approved for the purpose of importing fresh meat into the Community(33).

## **The Falkland Islands**

9. Commission Decision [2002/987/EC](#) on the list of establishments in the Falkland Islands approved for the purpose of importing fresh meat into the Community(34).

## **Greenland**

10. Commission Decision [85/539/EEC](#) on the list of establishments in Greenland approved for the purpose of importing fresh meat into the Community(35).

## **Iceland**

11. Commission Decision [84/24/EEC](#) on the list of establishments in Iceland approved for the purposes of importing fresh meat into the Community(36).

## **Former Yugoslav Republic of Macedonia**

12. Commission Decision [95/45/EC](#) on the list of establishments in the former Yugoslav Republic of Macedonia approved for the purpose of importing fresh meat into the Community(37).

## **Madagascar**

13. Commission Decision [90/165/EEC](#) on the list of establishments in Madagascar approved for the purpose of importing fresh meat into the Community(38).

## **Mexico**

14. Commission Decision [87/424/EEC](#) on the list of establishments in the United Mexican States approved for the purpose of importing fresh meat into the Community(39).

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(31) OJ No L 121, 9.5.87, p. 50.

(32) OJ No L 51, 20.2.87, p. 41.

(33) OJ No L 16, 25.1.93, p. 24.

(34) OJ No L 344, 19.12.2002, p. 39.

(35) OJ No L 334, 12.12.85, p. 25.

(36) OJ No L 20, 25.1.84, p. 21.

(37) OJ No L 51, 8.3.95, p. 13.

(38) OJ No L 91, 6.4.90, p. 34.

(39) OJ No L 228, 15.8.87, p. 43.

## Morocco

15. Commission Decision [86/65/EEC](#) on the list of establishments in Morocco approved for the purpose of importing fresh meat into the Community(40).

## Namibia

16. Commission Decision [90/432/EEC](#) on the list of establishments in Namibia approved for the purpose of importing fresh meat into the Community(41).

## New Caledonia

17. Commission Decision [2004/628/EC](#) on the list of establishments in New Caledonia from which Member States may authorise importation of fresh meat into the Community(42).

## New Zealand

18. Commission Decision [83/402/EEC](#) on the list of establishments in New Zealand approved for the purposes of importing fresh meat into the Community(43).

## Paraguay

19. Commission Decision [83/423/EEC](#) on the list of establishments in the Republic of Paraguay approved for the purpose of importing fresh meat into the Community(44).

## South Africa

20. Commission Decision [82/913/EEC](#) on the list of establishments in the Republic of South Africa and Namibia approved for the purpose of importing fresh meat into the Community(45).

## Swaziland

21. Commission Decision [82/814/EEC](#) on the list of establishments in the Kingdom of Swaziland approved for the purpose of importing fresh meat into the Community(46).

## Switzerland

22. Commission Decision [82/734/EEC](#) on the list of establishments in the Swiss Confederation approved for the purposes of exporting fresh meat to the Community(47).

## United States of America

23. Commission Decision [87/257/EEC](#) on the list of establishments in the United States of America approved for the purpose of importing fresh meat into the Community(48).

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(40) OJ No L 72, 15.3.86, p. 40.

(41) OJ No L 223, 18.8.90, p. 19.

(42) OJ No L 284, 3.9.2004, p. 4.

(43) OJ No L 223, 24.8.83, p. 24 as amended by Commission Decision [86/432/EEC](#) (OJ No L 253, 5.9.86, p. 28).

(44) OJ No L 238, 27.8.83, p. 39 as amended by Commission Decision [86/390/EEC](#) (OJ No L 228, 14.8.86, p. 39).

(45) OJ No L 381, 31.12.82, p. 28 as amended by Commission Decision [90/433/EEC](#) (OJ No L 223, 18.8.90, p. 21).

(46) OJ No L 343, 4.12.82, p. 24.

(47) OJ No L 311, 8.11.82, p. 13 as last amended by Commission Decision [92/2/EEC](#) (OJ No L 1, 4.1.92, p. 22).

(48) OJ No L 121, 9.5.87, p. 46 as amended by Commission Decision [2000/138/EC](#) (OJ No L 46, 18.2.2000, p. 36).

**Status:** Point in time view as at 15/01/2009.

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## Uruguay

24. Commission Decision [81/92/EEC](#) on the list of establishments in the Republic of Uruguay approved for the purposes of the importation of fresh beef and veal, sheepmeat and meat of domestic solipeds into the Community(49).

## Federal Republic of Yugoslavia

25. Commission Decision [98/8/EC](#) on the list of establishments in the Federal Republic of Yugoslavia approved for the purpose of importing fresh meat into the Community(50).

## Zimbabwe

26. Commission Decision [85/473/EEC](#) supplementing, by the addition of Zimbabwe, the list of third countries from which Member States authorize imports of bovine animals, swine and fresh meat(51).

## Health certificates - Canada

27. Commission Decision [2005/290/EC](#) on simplified certificates for the importation of bovine semen and fresh pig meat from Canada(52).

# PART 3

## Meat Products

### Third countries and health certification requirements for imports of meat products

1. Commission Decision [2007/777/EC](#) laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries(53).

### Third country establishments from which meat products may be imported

## Argentina

2. Commission Decision [86/414/EEC](#) on the list of establishments in Argentina approved for the purpose of importing meat products into the Community(54).

## Botswana

3. Commission Decision [94/465/EC](#) on the list of establishments in Botswana approved for the purpose of importing meat products into the Community(55).

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(49) OJ No L 58, 5.3.81, p. 43 as amended by Commission Decision [86/485/EEC](#) (OJ No L 282, 3.10.86, p. 31).

(50) OJ No L 2, 6.1.98, p. 12.

(51) OJ No L 278, 18.10.85, p. 35.

(52) OJ No L 93, 12.4.2005, p. 34.

(53) OJ No L 312, 30.11.2007, p. 49 as amended by Commission Decision [2008/817/EC](#) (OJ No L 283, 28.10.2008, p. 49).

(54) OJ No L 237, 23.8.86, p. 36 as amended by Commission Decision [97/397/EC](#) (OJ No L 165, 24.6.97, p. 13).

(55) OJ No L 190, 26.7.94, p. 25.



## **Brazil**

4. Commission Decision [87/119/EC](#) on the list of establishments in Brazil approved for the purpose of importing meat products into the Community(**56**).

## **Namibia**

5. Commission Decision [95/427/EC](#) on the list of establishments in the Republic of Namibia approved for the purpose of importing meat products into the Community(**57**).

## **Uruguay**

6. Commission Decision [86/473/EEC](#) on the list of establishments in Uruguay approved for the purpose of importing meat products into the Community(**58**).

## **Zimbabwe**

7. Commission Decision [94/40/EC](#) on the list of establishments in Zimbabwe approved for the purpose of importing meat products into the Community(**59**).

## **Miscellaneous third countries**

8. Commission Decision [97/365/EC](#) drawing up provisional lists of third country establishments from which the Member States authorize imports of products prepared from meat of bovine animals, swine, equidae and sheep and goats(**60**).

9. Commission Decision [97/569/EC](#) drawing up provisional lists of third country establishments from which the Member States authorize imports of meat products(**61**).

# **PART 4**

## **Milk and Dairy Products**

### **Third countries and health certification requirements for imports of milk and milk-based products**

1. Commission Decision [2004/438/EC](#) laying down animal and public health and veterinary certification conditions for introduction in the Community of heat-treated milk, milk-based products and raw milk intended for human consumption(**62**).

### **Third country establishments from which milk and milk-based products may be imported**

2. Commission Decision [97/252/EC](#) drawing up provisional lists of third country establishments from which the Member States authorize imports of milk and milk products for human consumption(**63**).

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(56) OJ No L 49, 18.2.87, p. 37 as amended by Commission Decision [95/236/EC](#) (OJ No L 156, 7.7.95, p. 84).

(57) OJ No L 254, 24.10.95, p. 28.

(58) OJ No L 279, 30.9.86, p. 53 as amended by Commission Decision [96/466/EC](#) (OJ No L 192, 2.8.96, p. 24).

(59) OJ No L 22, 27.1.94, p. 50.

(60) OJ No L 154, 12.6.97, p. 41 as last amended by Commission Regulation [\(EC\) No 1792/2006](#) (OJ No L 362, 20.12.2006, p. 1).

(61) OJ No L 234, 26.8.97, p. 16 as last amended by Commission Regulation [\(EC\) No 1792/2006](#) (OJ No L 362, 20.12.2006, p. 1).

(62) OJ No L 154, 30.4.2004, p. 72 as amended by Commission Decision [2008/338/EC](#), (OJ No L 115, 29.4.2008, p. 35).

(63) OJ No L 101, 18.4.97, p. 46 as last amended by Commission Regulation [\(EC\) No 1792/2006](#) (OJ No L 362, 20.12.2006, p. 1).

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## PART 5

### Fresh Poultrymeat

#### General

1. Commission Regulation (EC) No 798/2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements(64).

#### Third country establishments from which fresh poultrymeat may be imported

2. Commission Decision 97/4/EC drawing up provisional lists of third country establishments from which the Member States authorize imports of fresh poultrymeat(65).

## PART 6

### Wild Game Meat

#### General

1. Commission Decision 2000/585/EC drawing up a list of third countries from which Member States authorise imports of rabbit meat and certain wild and farmed game meat, and laying down the animal and public health and the veterinary certification conditions for such imports(66).

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

2. Commission Decision 97/468/EC drawing up provisional lists of third country establishments from which the Member States authorize imports of wild game meat(67).

## PART 7

### Minced Meat and Meat Preparations

#### Health certification requirements

1. Commission Decision 2000/572/EC laying down animal and public health conditions and veterinary certification for imports of minced meat and meat preparations from third countries(68) (meat preparations).

2. Council Decision 79/542/EEC drawing up a list of third countries from which the Member States authorize imports of bovine animals, swine and fresh meat(69) (minced meat).

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(64) OJ No L 226, 23.8.2008 p. 1.

(65) OJ No L 2, 4.1.97, p. 6 as last amended Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(66) OJ No L251, 6.10.2000, p. 1 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L362, 20.12.2006, p. 1).

(67) OJ No L 199, 26.7.97, p. 62 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(68) OJ No L 240, 23.9.2000, p. 19 as last amended by Commission Decision 2008/592/EC (OJ No L 190, 18.7.2008, p. 27).

(69) OJ No L 146, 14.6.79, p. 15 as last amended by Commission Decision 2008/752/EC (OJ No L 261, 30.9.2008, p. 1).

### **Third country establishments from which minced meat and meat preparations may be imported**

3. Commission Decision [1999/710/EC](#) drawing up provisional lists of third country establishments from which the Member States authorise imports of minced meat and meat preparations (70).

## **PART 8**

### **Miscellaneous Products**

#### **General**

1. Council Directive [92/118/EEC](#) laying down animal and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (1) to Directive [89/662/EEC](#) and, as regards pathogens, to Directive [90/425/EEC](#)(71).

#### **Third countries from which products covered by Council Directive [92/118/EEC](#) may be imported**

2. Commission Decision [2003/812/EC](#) drawing up lists of third countries from which Member States are to authorise imports of certain products for human consumption subject to Council Directive [92/118/EEC](#)(72).

#### **Third country establishments from which products covered by Council Directive [92/118/EEC](#) may be imported**

3. Commission Decision [97/467/EC](#) drawing up provisional lists of third country establishments from which the Member States authorize imports of rabbit meat and farmed game meat(73).

4. Commission Decision [99/120/EC](#) drawing up provisional lists of third country establishments from which the Member States authorise imports of animal casings(74).

5. Commission Decision [2001/396/EC](#) amending Decision [97/467/EC](#) drawing up provisional lists of third country establishments from which Member States authorise imports of rabbit meat and farmed game meat, with respect to imports of ratite meat(75).

6. Commission Decision [2001/556/EC](#) drawing up provisional lists of third country establishments from which Member States authorise imports of gelatine intended for human consumption(76).

#### **Health certification requirements**

7. Commission Decision [2000/585/EC](#) laying down animal and public health conditions and veterinary certifications for import of wild and farmed game meat and rabbit meat from third countries(77).

(70) OJ No L 281, 4.11.99, p. 82 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(71) OJ No L 62, 15.3.93, p. 49 as last amended by Commission Regulation (EC) No 445/2004 (OJ No L 72, 11.3.2004, p. 60).

(72) OJ No L 305, 22.11.2003, p. 17 as amended by Commission Decision 2006/696/EC (OJ No L 295, 25.10.2006, p. 1).

(73) OJ No L 199, 26.7.97, p. 57 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(74) OJ No L 36, 10.2.99, p. 21 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(75) OJ No L 139, 23.5.2001, p. 16.

(76) OJ No L 200, 25.7.2001, p. 23 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(77) OJ No L 251, 6.10.2000, p. 1 as last amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

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8. Commission Decision [2003/779/EC](#) laying down animal health requirements and the veterinary certification for the import of animal casings from third countries(78).

9. Commission Decision [2003/863/EC](#) on health certificates for the importation of animal products from the United States of America(79).

10. Commission Regulation (EC) No [2074/2005](#) laying down implementing measures for certain products under Regulation (EC) No [853/2004](#) of the European Parliament and of the Council and for the organisation of official controls under Regulation (EC) No [854/2004](#) of the European Parliament and of the Council and Regulation (EC) No [882/2004](#) of the European Parliament and of the Council, derogating from Regulation (EC) No [852/2004](#) of the European Parliament and of the Council and amending Regulations (EC) No [853/2004](#) and (EC) No [854/2004](#)(80).

### Animal by-products

11. Regulation (EC) No [1774/2002](#) of the European Parliament and of the Council laying down health rules concerning animal by-products not intended for human consumption(81).

12. Regulation (EC) No [878/2004](#) laying down transitional measures in accordance with Regulation (EC) No [1774/2002](#) for certain animal by-products classified as Category 1 and 2 materials and intended for technical purposes(82).

13. Commission Decision [2004/407/EC](#) on transitory and certification rules under Regulation (EC) No [1774/2002](#) of the European Parliament and of the Council as regards import from certain third countries of photographic gelatine(83).

14. Commission Regulation (EC) No [2007/2006](#) implementing Regulation (EC) No [1774/2002](#) of the European Parliament and of the Council as regards the importation and transit of certain intermediate products derived from Category 3 material intended for technical used in medical devices, in vitro diagnostics and laboratory reagents and amending that Regulation(84).

15. Council Regulation [1523/2007](#) of the European Parliament and of the Council banning the placing on the market and the import to, or export from, the Community of cat and dog fur, and products containing such fur(85).

### Hay and straw (third countries from which imports are permitted)

16. Commission Regulation (EC) No [136/2004](#) laying down procedures for veterinary checks at Community border inspection posts on products imported from third countries(86).

### Composite products

17. Commission Decision [2007/275/EC](#) concerning lists of animals and products to be subject to controls at border inspection posts under Council Directives [91/496](#) and [97/78/EC](#)(87).

(78) OJ No L 285, 1.11.2003, p. 38 as last amended by Commission Decision [2004/414/EC](#) (OJ No L 151, 30.4.2004, p. 62).

(79) OJ No L 325, 12.12.2003, p. 46.

(80) OJ No L 338, 22.12.2005, p. 27 as last amended by Commission Regulation (EC) No [1022/2008](#) (OJ No. L 277, 18.10.2008, p. 18).

(81) OJ No L 273, 10.10.2002, p. 1 as last amended by Commission Regulation (EC) No [777/2008](#) (OJ No L 207, 5.8.2008, p. 9).

(82) OJ No L 162, 30.4.2004, p. 62 as last amended by Commission Regulation (EC) No [1877/2006](#) (OJ No L360, 19.12.2006, p. 133).

(83) OJ No L 151, 30.4.2004, p. 11 as amended by Commission Decision [2008/48/EC](#) (OJ No L 11, 15.1.2008, p. 17).

(84) OJ No L 379, 28.12.2006, p. 98.

(85) OJ No L 343, 27.12.2007, p. 1.

(86) OJ No L 21, 28.1.2004, p. 11.

(87) OJ No L 116, 4.5.2007, p. 9.

## PART 9

### Genetic Material

#### **Bovine material**

1. Council Directive [88/407/EEC](#) laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the bovine species([88](#)).
2. Council Directive [89/556/EEC](#) on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species([89](#)).
3. Commission Decision [2008/155/EC](#) establishing lists of embryo collection and production teams approved in third countries for export of bovine embryos to the Community([90](#)).
4. Commission Decision [2004/639/EC](#) laying down the importation conditions of semen of domestic animals of the bovine species([91](#)).
5. Commission Decision [2006/168/EC](#) establishing the animal health and veterinary certification requirements for imports into the Community of bovine embryos([92](#)).

#### **Porcine material**

6. Council Directive [90/429/EEC](#) laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species([93](#)).
7. Commission Decision [2002/613/EC](#) laying down the importation conditions of semen of domestic animals of the porcine species([94](#)).
8. Commission Decision [2008/636/EC](#) establishing the list of third countries from which Member States authorise imports of ova and embryos of the porcine species([95](#)).

#### **Ovine and caprine material**

9. Council Directive [92/65/EEC](#) laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A (I) to Directive [90/425/EEC](#)([96](#)).
10. Commission Decision [2008/635/EC](#) on imports of semen ova and embryos of the ovine and caprine species into the Community as regards lists of third countries and of semen collection centres and embryo collection teams, and certification requirements([97](#)).

#### **Equine material**

11. Council Directive [92/65/EEC](#) laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health

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(88) OJ No L 194, 22.7.88, p. 10 as last amended by Council Directive [2008/73/EC](#) (OJ No L 219, 14.8.2008, p. 40).

(89) OJ No L 302, 19.10.89, p. 1 as last amended by Council Directive [2008/73/EC](#) (OJ No. L219, 14.8.2008, p. 40).

(90) OJ No L 50, 23.2.2008, p. 51 as last amended by Commission Decision [2008/610/EC](#) (OJ No L 197, 25.7.2008, p. 57).

(91) OJ No L 292, 15.9.2004, p. 21 as last amended by Commission Decision [2008/120/EC](#) (OJ No L 42, 16.2.2008, p. 63).

(92) OJ No L 57, 28.2.2006, p. 19 as amended by Commission Regulation (EC) No 1792/2006 (OJ No L 362, 20.12.2006, p. 1).

(93) OJ No L 224, 18.8.90, p. 62 as last amended by Council Directive [2008/73/EC](#) (OJ No. L219, 14.8.2008, p. 40).

(94) OJ No L 196, 25.7.2002, p. 45 as last amended by Commission Decision [2007/14/EC](#) (OJ No L 7, 12.1.2007, p. 28).

(95) OJ No L 206, 2.8.2008, p. 32.

(96) OJ No L 268, 14.9.92, p. 54 as last amended by Council Directive [2008/73/EC](#) (OJ No L 219, 14.8.2008, p. 40).

(97) OJ No L 206, 2.8.2008, p. 17.

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*Changes to legislation: There are currently no known outstanding effects for the The Products of Animal Origin (Third Country Imports) (England) (Amendment) Regulations 2008. (See end of Document for details)*

requirements laid down in specific Community rules referred to in Annex A (I) to Directive [90/425/EEC](#)(**98**).

**12.** Commission Decision [96/539/EC](#) on animal health requirements and veterinary certification for imports into the Community of semen of the equine species(**99**).

**13.** Commission Decision [96/540/EC](#) on animal health requirements and veterinary certification for imports into the Community of ova and embryos of the equine species(**100**).

**14.** Commission Decision [2004/211/EC](#) establishing the list of third countries and parts of territory thereof from which Member States authorise import of live equidae and semen, ova and embryos of the equine species(**101**).

**15.** Commission Decision [2004/616/EC](#) establishing the list of approved semen collection centres for imports of equine semen from third countries(**102**).

### **Fish material**

**16.** Council Directive [2006/88/EC](#) on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals(**103**).

## **PART 10**

### **Fishery Products**

#### **General provisions**

**1.** Council Directive [2006/88/EC](#) on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals(**104**).

**2.** Commission Decision [2003/804/EC](#) laying down the animal health conditions and certification requirements for imports of molluscs, their eggs and gametes for further growth, fattening, relaying or human consumption(**105**).

**3.** Commission Decision [2003/858/EC](#) laying down the animal health conditions and certification requirements for imports of live fish, their eggs and gametes intended for farming, live fish of aquaculture origin and products thereof intended for human consumption(**106**).

**4.** Commission Decision [2004/453/EC](#) implementing Council Directive [91/67/EC](#) as regards measures against certain diseases in aquaculture animals(**107**).

(98) OJ No L 268, 14.9.92, p. 54 as last amended by Council Directive [2008/73/EC](#) (OJ No L 219, 14.8.2008, p. 40).

(99) OJ No L 230, 11.9.96, p. 23 as amended by Commission Decision [2000/284/EC](#) (OJ No L 94, 14.4.2000, p. 35).

(100) OJ No L 230, 11.9.96, p. 28 as amended by Commission Decision [2000/284/EC](#) (OJ No L 94, 14.4.2000, p. 35).

(101) OJ No L 73, 11.3.2004, p. 1 as amended by Commission Regulation (EC) No [1792/2006](#) (OJ No L 362, 20.12.2006, p. 1).

(102) OJ No L 278, 27.8.2004, p. 64 as amended by Commission Regulation (EC) No [1792/2006](#) (OJ No L 362, 20.12.2006, p. 1).

(103) OJ No L 328, 24.11.2006, p. 14 as amended by Commission Directive [2008/53/EC](#) (OJ No L 117, 1.5.2008, p. 27).

(104) OJ No L 328, 24.11.2006, p. 14 as amended by Commission Directive [2008/53/EC](#) (OJ No L 117, 1.5.2008, p. 27).

(105) OJ No L 302, 20.11.2003, p. 22 as last amended by Commission Decision [2007/158/EC](#) (OJ No L 68, 8.3.2007, p. 10).

(106) OJ No L 324, 11.12.2003, p. 37 as last amended by Commission Decision [2007/158/EC](#) (OJ No L 68, 8.3.2007, p. 10) and as read with Commission Decision [2008/641/EC](#) (OJ No L 207, 5.8.2008, p. 34).

(107) OJ No L 156, 30.4.2004, p. 5 as last amended by Commission Decision [2006/272/EC](#) (OJ No L 99, 7.4.2006, p. 31).

## Health certification

5. Commission Decision [2003/804/EC](#) laying down the animal health conditions and certification requirements for imports of molluscs, their eggs and gametes for further growth, fattening, relaying or human consumption(**108**).

6. Commission Decision [2003/858/EC](#) laying down the animal health conditions and certification requirements for imports of live fish, their eggs and gametes intended for farming, live fish of aquaculture origin and products thereof intended for human consumption(**109**).

7. Commission Regulation ([EC](#)) No [2074/2005](#) laying down implementing measures for certain products under Regulation ([EC](#)) No [853/2004](#) of the European Parliament and of the Council and for the organisation of official controls under Regulation ([EC](#)) No [854/2004](#) of the European Parliament and of the Council and Regulation ([EC](#)) No [882/2004](#) of the European Parliament and of the Council, derogating from Regulation ([EC](#)) No [852/2004](#) of the European Parliament and of the Council and amending Regulations ([EC](#)) No [853/2004](#) and ([EC](#)) No [854/2004](#)(**110**).

## Third countries from which fishery products may be imported

8. Commission Regulation ([EC](#)) No [2076/2005](#) laying down transitional arrangements for the implementation of Regulations ([EC](#)) No [853/2004](#), ([EC](#)) No [854/2004](#) and ([EC](#)) No [882/2004](#) of the European Parliament and of the Council(**111**).

9. Commission Decision [2006/766/EC](#) establishing lists of third countries and territories from which imports of bivalve molluscs, echinoderms, tunicates, marine gastropods and fishery products are permitted(**112**).

## Special import conditions for fishery products

### United States of America

10. Commission Decision [2006/199/EC](#) laying down specific conditions for imports of fishery products from the United States of America(**113**).

# PART 11

## Interpretation of this Schedule

### Interpretation

1. All references to Community legislation in this Schedule are references to that legislation as amended from time to time.

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(108) OJ No L 302, 20.11.2003, p. 22 as last amended by Commission Decision [2007/158/EC](#) (OJ No L 68, 8.3.2007, p. 10).

(109) OJ No L 324, 11.12.2003, p. 37 as last amended by Commission Decision [2007/158/EC](#) (OJ No L 68, 8.3.2007, p. 10) and as read with Commission Decision [2008/641/EC](#) (OJ No L 207, 5.8.2008, p. 34).

(110) OJ No L 338, 22.12.2005, p. 27 as last amended by Commission Regulation ([EC](#)) No [1022/2008](#) (OJ No L 277, 18.10.2008, p. 18).

(111) OJ No L 338, 22.12.2005, p. 83 as last amended by Commission Regulation ([EC](#)) No [1023/2008](#) (OJ No L 277, 18.10.2008, p. 21).

(112) OJ No L 320, 18.11.2006, p. 53 as amended by Commission Decision [2008/156/EC](#) (OJ No L 50, 23.2.2008, p. 65).

(113) OJ No L 71, 10.3.2006, p. 17.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations replace Schedule 1 to the Products of Animal Origin (Third Country Imports) (England) Regulations 2006. The new Schedule incorporates a number of new and amended pieces of Community legislation that have come into force since those Regulations came into force.

The new Schedule provides that the provisions in Schedule 1 are now ambulatory.

An Impact Assessment has not been prepared for this instrument as no impact on business, charities or voluntary bodies is foreseen.



**Status:**

Point in time view as at 15/01/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the The Products of Animal Origin (Third Country Imports) (England) (Amendment) Regulations 2008.