

STATUTORY INSTRUMENTS

2022 No. 1322

The Trade in Animals and Related Products (Amendment and Legislative Functions) Regulations 2022

PART 1

Introductory

Citation

1. These Regulations may be cited as the Trade in Animals and Related Products (Amendment and Legislative Functions) Regulations 2022.

Commencement Information

I1 Reg. 1 in force at 13.12.2022, see [reg. 2](#)

Commencement

2. These Regulations come into force on the day after the day on which they are made.

Commencement Information

I2 Reg. 2 in force at 13.12.2022, see [reg. 2](#)

Application and Extent

3.—(1) Subject to paragraphs (2) and (3), these Regulations extend to England and Wales and Scotland.

(2) In Part 2, each amendment made by regulations 5 and 6 has the same extent as the provision amended.

(3) Part 3 applies in England and Scotland.

Commencement Information

I3 Reg. 3 in force at 13.12.2022, see [reg. 2](#)

Interpretation

4.—(1) For the purposes of these Regulations, the words and expressions listed in paragraph (2) as used in these Regulations and in the EU Directives modified by Part 5 have the meanings given in paragraph (2).

(2) The words and expressions are—

“the appropriate authority” has the meaning given in Article 3 of the Official Controls Regulation;

“the Aquatic Animal Health Regulations” means—

(i) in relation to England and Wales, the Aquatic Animal Health (England and Wales) Regulations 2009(1);

(ii) in relation to Scotland, the Aquatic Animal Health (Scotland) Regulations 2009(2);

“Directive 64/432” means Council Directive [64/432/EEC](#) on animal health problems affecting intra-Community trade in bovine animals and swine(3) as it had effect immediately before IP completion day;

“Directive 88/407” means Council Directive [88/407/EEC](#) laying down the animal health requirements applicable to intra-Community trade in and imports of deep-frozen semen of domestic animals of the bovine species(4) as it had effect immediately before IP completion day;

“Directive 89/556” means 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(5) as it had effect immediately before IP completion day;

“Directive 90/429” means 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(6) as it had effect immediately before IP completion day;

“Directive 91/68” means Council Directive [91/68/EEC](#) on animal health conditions governing intra-Community trade in ovine and caprine animals(7) as it had effect immediately before IP completion day;

“Directive 92/65” means 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(1) to Directive [90/425/EEC](#)(8) as it had effect immediately before IP completion day;

“Directive 92/118” means Council Directive [92/118/EEC](#) laying down animal health 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](#)(9) as it had effect immediately before IP completion day;

“Directive 2002/99” means 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(10) as it had effect immediately before IP completion day;

(1) [S.I. 2009/463](#), as amended by [S.I. 2011/981](#) and [1043, 2019/1488, 2020/1388](#) and [2022/835](#).

(2) [S.S.I. 2009/85](#), as amended by [S.S.I 2011/259](#) and [427, 2012/177, 2015/100, 2019/412](#) and [2020/393](#), and [S.I. 2022/835](#).

(3) OJ P 121, 29.7.1964, p. 1977.

(4) OJ L 194, 22.7.1988, p. 10.

(5) OJ L 302, 19.10.1989, p. 1.

(6) OJ L 224, 18.8.1990, p. 62.

(7) OJ L 46, 19.2.1991, p. 19.

(8) OJ L 268, 14.9.1992, p. 54.

(9) OJ L 62, 15.3.1993, p. 49.

(10) OJ L 18, 23.1.2003, p. 11.

“Directive 2004/68” means Council [Directive 2004/68/EC](#) laying down animal health rules for the importation into and transit through the Community of certain live ungulate animals⁽¹¹⁾ as it had effect immediately before IP completion day;

“Directive 2009/156” means Council [Directive 2009/156/EC](#) on animal health conditions governing the movement and importation from third countries of equidae⁽¹²⁾ as it had effect immediately before IP completion day;

“Directive 2009/158” means Council [Directive 2009/158/EC](#) on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs⁽¹³⁾ as it had effect immediately before IP completion day;

“domestic law” means the law of England and Wales, Scotland;

“the Official Controls Regulation” means [Regulation \(EU\) 2017/625](#) of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products⁽¹⁴⁾;

“Regulation (EC) No 178/2002” means 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⁽¹⁵⁾;

“Regulation (EC) No 852/2004” means Regulation (EC) No 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs⁽¹⁶⁾;

“Regulation (EC) No 853/2004” means Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin⁽¹⁷⁾;

“Regulation (EC) 1251/2008” means [Regulation \(EC\) 1251/2008](#) implementing Council [Directive 2006/88/EC](#) as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species⁽¹⁸⁾;

“Regulation (EC) No 1069/2009” means Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption⁽¹⁹⁾.

Commencement Information

I4 Reg. 4 in force at 13.12.2022, see [reg. 2](#)

(11) OJ L 139, 30.4.2004, p. 321.

(12) OJ L 192, 23.7.2010, p. 1.

(13) OJ L 343, 22.12.2009, p. 74.

(14) [EUR 2017/625](#), as amended by [S.I. 2020/1481](#), [2021/429](#), [809](#), [1096](#) and [1443](#), [2022/621](#) and [846](#), and [S.S.I. 2021/342](#), [493](#) and [2022/90](#).

(15) [EUR 2002/178](#), as amended by [S.I. 2019/641](#), [2020/1504](#) and [2022/377](#).

(16) [EUR 2004/852](#), as amended by [S.I. 2019/642](#) and [2020/1504](#).

(17) [EUR 2004/853](#), as amended by [S.I. 2019/640](#) and [2020/1504](#).

(18) [EUR 1251/2008](#), amended by [S.I. 2020/1388](#) and [1463](#), and [2022/835](#).

(19) [EUR 2009/1069](#), as amended by [S.I. 2019/588](#), [2020/1388](#) and [1463](#).

Changes to legislation:

There are currently no known outstanding effects for the The Trade in Animals and Related Products (Amendment and Legislative Functions) Regulations 2022, PART1.