
STATUTORY INSTRUMENTS

2024 No. 20

The Official Controls (Extension of Transitional Periods)
(Miscellaneous Amendments) Regulations 2024

PART 1

Introductory

Citation, commencement, extent and application

1.—(1) These Regulations may be cited as the Official Controls (Extension of Transitional Periods) (Miscellaneous Amendments) Regulations 2024 and come into force on 31st January 2024.

(2) These Regulations extend to, and apply in relation to, England and Wales and Scotland, save that—

- (a) regulations 3, 5 and 10 apply in relation to England only;
- (b) regulations 6 and 7 apply in relation to Wales only;
- (c) regulation 8 applies in relation to Scotland only.

PART 2

Extension of the transitional staging period

Amendment to the Official Controls (Extension of Transitional Periods) Regulations 2021

2.—(1) The Official Controls (Extension of Transitional Periods) Regulations 2021(1) are amended as follows.

(2) In regulation 2 (end of the transitional staging period)—

- (a) as it applies in relation to England, for “31st January” substitute “29th April”;
- (b) as it applies in relation to Scotland and Wales, for “31 January” substitute “29th April”.

Amendment to the Meat Preparations (Amendment and Transitory Modification) (England) (EU Exit) Regulations 2020

3.—(1) The Meat Preparations (Amendment and Transitory Modification) (England) (EU Exit) Regulations 2020(2) are amended as follows.

(2) In regulation 3(1), for “at midnight on 31st January 2024” substitute “on 29th April 2024”.

(1) [S.I. 2021/809](#), amended by [S.I. 2022/621](#). It was also amended in relation to England by [S.I. 2022/1374](#), in relation to Scotland by [S.S.I. 2021/297](#), [493](#), [2022/371](#), in relation to Wales by [S.I. 2022/1317 \(W. 266\)](#) and in relation to England and Wales by [S.I. 2021/1096](#), [1443](#).

(2) [S.I. 2020/1666](#); a relevant amendment is made by [S.I. 2022/1374](#).

PART 3

Plant health certification

Amendments relating to the requirement for plant health certification: England and Wales and Scotland

4.—(1) The Plant Health (Amendment etc.) (EU Exit) Regulations 2020(3) (“the 2020 Regulations”) are amended, as they apply in relation to England and Wales and in relation to Scotland, as follows.

(2) In regulation 52 (transitional provision: plants, plant products and other objects from EU Member States)—

(a) for paragraph (1) substitute—

“(1) This regulation applies to plants, plant products and other objects which—

- (a) originate in, or are dispatched from, an EU Member State, Liechtenstein or Switzerland; and
- (b) are introduced into Great Britain on or after 31st January 2024 and before the end of the transitional staging period.”;

(b) in paragraph (2), for sub-paragraph (a) substitute—

“(a) Article 72(1) of [Regulation \(EU\) 2016/2031](#) does not apply in relation to plants which—

- (i) are of a kind other than those listed in Schedule 2; and
- (ii) meet the conditions specified in paragraph (2A) or (2B);”;

(c) after paragraph (2), insert—

“(2A) The conditions specified in this paragraph are that the plants—

- (a) are introduced into Great Britain as part of a traveller’s personal luggage; and
- (b) are not to be used for professional or commercial purposes.

(2B) The condition specified in this paragraph is that the plants are of a category specified in column 1, and of a description specified in the corresponding entry in column 2, of the table in Schedule 2A.

(2C) Article 72(1) does not apply in relation to plants, plant products or other objects of a kind other than those listed in Schedule 2 which are dispatched from an EU Member State, Liechtenstein or Switzerland before 31st January 2024.”;

(d) omit paragraph (3).

(3) After Schedule 2, insert Schedule 2A contained in Schedule 1 to these Regulations.

(3) [S.I. 2020/1482](#). Regulation 52 was amended by [S.I. 2021/429](#), [1229](#). It was also amended in relation to Scotland by [S.S.I. 2021/493](#) and in relation to England and Wales by [S.I. 2021/1443](#).

PART 4

Transitional provision relating to products of animal origin, animal by-products and derived products

Amendments to the Trade in Animals and Related Products Regulations 2011

5.—(1) The Trade in Animals and Related Products Regulations 2011⁽⁴⁾ are amended as follows.

(2) In regulation 2 (interpretation), at the end insert—

“(4) The terms used in Schedule 6 have the same meaning as in [Commission Regulation \(EU\) No 142/2011](#).”.

(3) In Schedule 5—

(a) in paragraph 5—

(i) in sub-paragraph (3A)—

(aa) in the words before paragraph (a), for “Paragraph (3)” substitute “Sub-paragraph (3)”;

(bb) omit paragraph (b) and the “or” before it;

(ii) omit sub-paragraph (3B);

(iii) after sub-paragraph (3A), insert—

“(3C) In relation to the relevant goods referred to in sub-paragraph (3) entering England from the Republic of Ireland on or after 31st January 2024, the requirement that the goods be pre-notified before entry does not apply where the condition in sub-paragraph (3D) is met.

(3D) The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into England, have passed through the Republic of Ireland and have not passed through any other country or territory.”;

(iv) after sub-paragraph (4)(b), insert—

“(c) “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020⁽⁵⁾.”;

(b) in paragraph 6—

(i) omit sub-paragraph (1)(b)(ii);

(ii) after sub-paragraph (1)(b), insert—

“(ba) from 31st January 2024—

(i) relevant goods consisting of products of animal origin may not be imported into Great Britain at any place in England unless they are accompanied by—

(aa) the appropriate health certificate for third country imports in the form published by the Secretary of State from time to time; or

(bb) where they meet the conditions in sub-paragraph (1A) or are listed in sub-paragraph (1B), relevant commercial documents which at least identify the premises of origin

⁽⁴⁾ [S.I. 2011/1197](#). Schedule 5 was inserted by [S.I. 2020/1462](#) and amended by [S.I. 2021/1096](#) and [1443](#).

⁽⁵⁾ [S.I. 2020/1454](#).

- and destination and contain a description of the product and the quantity of the product; and
- (ii) relevant goods consisting of animal by-products or derived products may not be imported into Great Britain at any place in England unless they are accompanied by—
- (aa) in the case of goods listed in column 1 of the table in Schedule 6 which are stated in the health certificate to be intended for the use (or use of a kind) mentioned in relation to those goods in column 2 of that table, the appropriate health certificate for third country imports in the form published by the Secretary of State from time to time; or
- (bb) in any other case, relevant commercial documents which at least identify the premises of origin and destination and contain a description of the product and the quantity of the product.”;
- (c) after sub-paragraph (1), insert—
- “(1A) The conditions referred to in sub-paragraph (1)(ba)(i)(bb) are that they—
- (a) are shelf-stable at ambient temperature;
- (b) are securely packaged or sealed in clean containers; and
- (c) are not one of the following categories of goods—
- (i) infant formula;
- (ii) follow-on formula;
- (iii) baby food;
- (iv) food for special medical purposes;
- (v) beeswax;
- (vi) pollen;
- (vii) propolis;
- (viii) royal jelly; or
- (ix) products derived from live bivalve molluscs, live echinoderms, live tunicates and live marine gastropods.
- (1B) The products referred to in sub-paragraph (1)(ba)(i)(bb) are—
- (a) composite products listed in a document published by the Secretary of State under Article 3(1)(a) of Commission Decision 2007/275 or referred to in Article 4 of that Decision, except for products listed in sub-paragraph (1A)(c)(i) to (iv) and (ix);
- (b) dairy products or colostrum-based products that have been subject to a heat treatment referred to in point 2(1) of Chapter 2, Section 9 of Annex 3 to Regulation 853/2004, except for fresh milk and the products listed in sub-paragraph (1A)(c)(i) to (iv);
- (c) fresh fishery products or prepared fishery products that are—
- (i) from wild freshwater or seawater animals of species other than of the *Scombridae*, *Clupeidae*, *Engraulidae*, *Coryfenidae*, *Pomatomidae*, or *Scombresosidae* families, and
- (ii) either not live or non-viable;
- (d) gelatine;

- (e) collagen;
 - (f) highly refined products of animal origin;
 - (g) honey;
 - (h) rendered animal fat;
 - (i) greaves.”.
- (d) in sub-paragraph (2), after “sub-paragraph (1)(b)” insert “and (ba)”;
- (e) after sub-paragraph (2), insert—
- “(3) in in this paragraph—
 - (a) “colostrum-based product” has the meaning given in point 2 of Section 9 of Annex 3 to Regulation 853/2004;
 - (b) “collagen”, “dairy product”, “fishery product”, “fresh fishery products”, “gelatine” “greaves”, “prepared fishery products” and “rendered animal fat” have the meanings given in Annex 1 to Regulation (EC) 853/2004;
 - (c) “highly refined products of animal origin” means the products listed in point 1 of Section 16 of Annex 3 to Regulation 853/2004;
 - (d) “infant formula”, “follow-on formula”, “baby food” and “food for special medical purposes” have the meanings given in Article 2 of Regulation (EU) No 609/2013 of the European Parliament and of the Council on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control(6);
 - (e) “non-viable” means they would no longer be able to survive as living animals if returned to the environment from which they were obtained;
 - (f) Regulation 853/2004 means Regulation (EC) 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(7);
 - (g) “shelf-stable at ambient temperature” means they are not required to be transported or stored at controlled temperatures.”.
- (4) After Schedule 5, insert Schedule 6 contained in Schedule 2 to these Regulations.

Amendments to the Trade in Animals and Related Products (Wales) Regulations 2011 (English language text)

6.—(1) The English language text of the Trade in Animals and Related Products (Wales) Regulations 2011(8) is amended as follows.

- (2) In regulation 2 (interpretation), at the end insert—
- “(4) The terms used in Schedule 6 have the same meaning as in Commission Regulation (EU) No 142/2011.”.
- (3) In Schedule 5—
- (a) in paragraph 5—
 - (i) omit sub-paragraph (3A)(b) and the “or” before it;
 - (ii) omit sub-paragraph (3B);

(6) EUR 2013/609, as amended by S.I. 2019/651.

(7) EUR 2004/853, to which there are amendments not relevant to these Regulations.

(8) S.I. 2011/2379 (W. 252). Schedule 5 was inserted by S.I. 2020/1612 (W. 337) and amended by S.I. 2021/384 (W. 122), 847 (W. 197), 1094 (W. 260) and 1480 (W. 382).

(iii) after sub-paragraph (3A), insert—

“(3C) In relation to the relevant goods referred to in sub-paragraph (3) entering Wales from the Republic of Ireland on or after 31st January 2024, the requirement that the goods be pre-notified before entry does not apply where the condition in sub-paragraph (3D) is met.

(3D) The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into Wales, have passed through the Republic of Ireland and have not passed through any other country or territory.”;

(iv) after sub-paragraph (4)(b), insert—

“(c) “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020(9).”;

(b) in paragraph 6—

(i) omit sub-paragraph (1)(b)(ii);

(ii) after sub-paragraph (1)(b), insert—

“(ba) from 31st January 2024—

(i) relevant goods consisting of products of animal origin may not be imported into Great Britain at any place in Wales unless they are accompanied by—

(aa) the appropriate health certificate for third country imports in the form published by the Welsh Ministers or the Secretary of State from time to time; or

(bb) where they meet the conditions in sub-paragraph (1A) or are listed in sub-paragraph (1B), relevant commercial documents which at least identify the premises of origin and destination and contain a description of the product and the quantity of the product; and

(ii) relevant goods consisting of animal by-products or derived products may not be imported into Great Britain at any place in Wales unless they are accompanied by—

(aa) in the case of goods listed in column 1 of the table in Schedule 6 which are stated in the health certificate to be intended for the use (or use of a kind) mentioned in relation to those goods in column 2 of that table, the appropriate health certificate for third country imports in the form published by the Welsh Ministers or the Secretary of State from time to time; or

(bb) in any other case, relevant commercial documents which at least identify the premises of origin and destination and contain a description of the product and the quantity of the product.”;

(c) after sub-paragraph (1), insert—

“(1A) The conditions referred to in sub-paragraph (1)(ba)(i)(bb) are that they—

(a) are shelf-stable at ambient temperature;

(b) are securely packaged or sealed in clean containers; and

- (c) are not one of the following categories of goods—
 - (i) infant formula;
 - (ii) follow-on formula;
 - (iii) baby food;
 - (iv) food for special medical purposes;
 - (v) beeswax;
 - (vi) pollen;
 - (vii) propolis;
 - (viii) royal jelly; or
 - (ix) products derived from live bivalve molluscs, live echinoderms, live tunicates and live marine gastropods.
- (1B) The products referred to in sub-paragraph (1)(ba)(i)(bb) are—
 - (a) composite products listed in a document published by the Secretary of State under Article 3(1)(a) of Commission Decision 2007/275 or referred to in Article 4 of that Decision, except for products listed in sub-paragraph (1A)(c)(i) to (iv) and (ix);
 - (b) dairy products or colostrum-based products that have been subject to a heat treatment referred to in point 2(1) of Chapter 2, Section 9 of Annex 3 to Regulation 853/2004, except for fresh milk and the products listed in sub-paragraph (1A)(c)(i) to (iv);
 - (c) fresh fishery products or prepared fishery products that are—
 - (i) from wild freshwater or seawater animals of species other than of the *Scombridae*, *Clupeidae*, *Engraulidae*, *Coryfenidae*, *Pomatomidae*, or *Scombresosidae* families, and
 - (ii) either not live or non-viable;
 - (d) gelatine;
 - (e) collagen;
 - (f) highly refined products of animal origin;
 - (g) honey;
 - (h) rendered animal fat;
 - (i) greaves.”.
- (d) in sub-paragraph (2), after “sub-paragraph (1)(b)” insert “and (ba)”;
- (e) after sub-paragraph (2), insert—
 - “(3) in this paragraph—
 - (a) “colostrum-based product” has the meaning given in point 2 of Section 9 of Annex 3 to Regulation 853/2004;
 - (b) “collagen”, “dairy product”, “fishery product”, “fresh fishery products”, “gelatine” “greaves”, “prepared fishery products” and “rendered animal fat” have the meanings given in Annex 1 to Regulation (EC) 853/2004;
 - (c) “highly refined products of animal origin” means the products listed in point 1 of Section 16 of Annex 3 to Regulation 853/2004;
 - (d) “infant formula”, “follow-on formula”, “baby food” and “food for special medical purposes” have the meanings given in Article 2 of Regulation (EU) No

609/2013 of the European Parliament and of the Council on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control(10);

- (e) “non-viable” means they would no longer be able to survive as living animals if returned to the environment from which they were obtained;
- (f) Regulation 853/2004 means Regulation (EC) 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(11);
- (g) “shelf-stable at ambient temperature” means they are not required to be transported or stored at controlled temperatures.”.

(4) After Schedule 5, insert Schedule 6 contained in Schedule 2 to these Regulations.

Amendments to the Trade in Animals and Related Products (Wales) Regulations 2011 (Welsh language text)

7.—(1) The Welsh language text of the Trade in Animals and Related Products (Wales) Regulations 2011(12) is amended as follows.

(2) In regulation 2 (dehongli), at the end insert—

“(4) Mae gan y termau a ddefnyddir yn Atodlen 6 yr un ystyr ag yn Rheoliad y Comisiwn (EU) Rhif 142/2011.”.

(3) In Schedule 5—

(a) in paragraph 5—

- (i) omit sub-paragraph (3A)(b) and the “neu” before it;
- (ii) omit sub-paragraph (3B);
- (iii) after sub-paragraph (3A), insert—

“(3C) Mewn perthynas â’r cynhyrchion perthnasol y cyfeirir atynt yn is-baragraff (3) sy’n dod i Gymru o Weriniaeth Iwerddon ar neu ar ôl 31 Ionawr 2024, nid yw’r gofyniad i gael rhaghysbysiad am y nwyddau cyn dod i mewn yn berthnasol os bodlonir yr amod yn is-baragraff (3CH).

(3CH) Yr amod yw bod y nwyddau yn nwyddau cymwys o Ogledd Iwerddon sydd, wrth iddynt fynd o Ogledd Iwerddon i Gymru, wedi pasio drwy Weriniaeth Iwerddon ac heb basio drwy unrhyw diriogaeth arall.”;

(iv) after sub-paragraph (4)(b), insert—

“(c) mae i “nwyddau cymwys Gogledd Iwerddon” yr ystyr a roddir gan reoliad 3 o Reoliadau Diffiniad o Nwyddau Cymwys Gogledd Iwerddon (Ymadael â’r UE) 2020(13).”;

(b) in paragraph (6)—

- (i) omit sub-paragraph (1)(b)(ii);
 - (ii) after sub-paragraph (1)(b), insert—
- “(ba) o 31 Ionawr 2024—

(10) EUR 2013/609, as amended by S.I. 2019/651.

(11) EUR 2004/853, to which there are amendments not relevant to these Regulations.

(12) S.I. 2011/2379 (W. 252). Schedule 5 was inserted by S.I. 2020/1612 (W. 337) and amended by S.I. 2021/384 (W. 122), 847 (W. 197), 1094 (W. 260) and 1480 (W. 382).

(13) S.I. 2020/1454.

- (i) ni chaniateir mewnfurio nwyddau perthnasol sy'n cynnwys cynhyrchion sy'n dod o anifeiliaid i Brydain Fawr mewn unrhyw le yng Nghymru oni bai bod y canlynol yn dod gyda hwynt—
 - (aa) y dystysgrif iechyd briodol ar gyfer mewnfurion trydydd gwledydd ar y ffurf a gyhoeddir gan Weinidogion Cymru neu'r Ysgrifennydd Gwladol o bryd i'w gilydd; neu
 - (bb) pan fyddant yn bodloni'r amodau yn is-baragraff (1A) neu a restrwyd yn is-baragraff (1B), dogfennau masnachol perthnasol sydd o leiaf yn nodi'r safle y daethant ohono a safle pen y daith ac yn cynnwys disgrifiad o'r cynnyrch a maint y cynnyrch; a
- (ii) ni chaniateir mewnfurio nwyddau perthnasol sy'n cynnwys sgil-gynnyrch anifeiliaid neu gynhyrchion sy'n dod o anifeiliaid i Brydain Fawr mewn unrhyw le yng Nghymru oni bai bod y canlynol yn dod gyda hwynt—
 - (aa) yn achos nwyddau a restrir yng ngholofn 1 y tabl yn Atodlen 6 sydd wedi'u nodi ar y dystysgrif iechyd eu bod at ddibenion defnydd (neu ddefnydd o fath) a grybwyllir mewn perthynas â'r nwyddau hynny yng ngholofn 2 y tabl hwnnw, y dystysgrif iechyd briodol ar gyfer mewnfurion trydydd gwledydd ar y ffurf a gyhoeddir gan Weinidogion Cymru neu'r Ysgrifennydd Gwladol o bryd i'w gilydd; neu
 - (bb) mewn unrhyw achos arall, dogfennau masnachol perthnasol sydd o leiaf yn nodi'r safle y daethant ohono a safle pen y daith ac yn cynnwys disgrifiad o'r cynnyrch a maint y cynnyrch.”;
- (c) after sub-paragraph (1) insert—
 - “(1A) Yr amodau y cyfeirir atynt yn is-baragraff (1)(ba)(i)(bb) yw eu bod—
 - (a) yn sefydlog ar gyfer y silff mewn tymheredd amgylchynol; a
 - (b) wedi'u pacio'n ddiogel neu wedi eu selio mewn cynwysyddion glân; ac
 - (c) nad ydynt yn un o'r categorïau canlynol o nwyddau—
 - (i) fformiwla babanod;
 - (ii) fformiwla ddilynol;
 - (iii) bwyd babanod;
 - (iv) bwyd at ddibenion meddygol arbennig;
 - (v) cwyr gwenyn;
 - (vi) paill;
 - (vii) glud gwenyn;
 - (viii) jeli'r frenhines; neu
 - (ix) cynhyrchion sy'n deillio o folysgiaid dwyragennog byw, ecinodermau byw, tiwniogogion byw a boldroediadau morol byw.
 - (1B) Y cynhyrchion y cyfeirir atynt yn is-baragraff (1)(ba)(i)(bb) yw—

- (a) Gwladol o dan Erthygl 3(1)(a) o Benderfyniad y Comisiwn 2007/275 neu y cyfeirir atynt yn Erthygl 4 o'r Penderfyniad hwnnw, ac eithrio cynhyrchion a restrir yn is-baragraff (1A)(c)(i) i (iv) a (ix);
 - (b) cynhyrchion llaeth neu gynhyrchion sy'n seiliedig ar golostrwm a gafodd eu trin â gwres fel y cyfeirir atynt ym mhwynt 2(1) o Bennod 2, Adran 9 o Atodlen 3 i Reoliadau 853/2004, ac eithrio llaeth ffres a'r cynhyrchion a restrir yn is-baragraff (1A)(c)(i) i (iv);
 - (c) cynhyrchion pysgodfeydd ffres neu gynhyrchion pysgodfeydd parod sydd—
 - (i) o anifeiliaid gwyllt dŵr croyw neu ddŵr môr o rywogaethau heblaw am deuluoedd y Scombridae, Clupeidae, Engraulidae, Coryfenidae, Pomatomidae, neu Scombrosidae, a
 - (ii) naill ai ddim yn fyw neu ddim yn hyfyw;
 - (ch) gelatin;
 - (d) colagen;
 - (dd) cynhyrchion puredig iawn sy'n dod o anifeiliaid;
 - (e) mêl;
 - (f) braster anifail wedi ei rendro;
 - (ff) criwsion.”.
- (d) in sub-paragraph (2), after “is-baragraff (1)(b)” insert “a (ba)”;
- (e) after sub-paragraph (2), insert—
- “(3) yn y paragraff hwn—
- (a) ystyr “cynnyrch sy'n seiliedig ar golostrwm” yw'r hyn a roddir ym mhwynt 2 o Adran 9 o Atodiad 3 i Reoliad 853/2004;
 - (b) ystyr “colagen”, “cynnyrch llaeth”, “cynnyrch pysgodfeydd”, “cynhyrchion pysgodfeydd ffres”, “gelatin” “criwsion”, “cynhyrchion pysgodfeydd parod” a “braster anifail wedi'i rendro” yw'r hyn a roddir yn Atodiad 1 o Reoliad (EC) 853/2004;
 - (c) ystyr “cynhyrchion puredig iawn sy'n dod o anifeiliaid” yw'r cynhyrchion a restrir ym mhwynt 1 o Adran 16 o Atodiad 3 i Reoliad 853/2004;
 - (ch) ystyr “fformiwla babanod”, “fformiwla ddilynol”, “bwyd babanod” a “bwyd at ddibenion meddygol arbennig” yw'r hyn a roddir yn Erthygl 2 o Reoliad (EU) Rhif 609/2013 Senedd Ewrop a'r Cyngor ar fwyd a fwriedir ar gyfer babanod a phlant ifanc, bwydydd at ddibenion meddygol arbennig, ac amnewidion deiet cyfan ar gyfer rheoli pwysau(14);
 - (d) “ddim yn hyfyw” yn golygu na fyddent yn gallu goroesi fel anifeiliaid byw pe byddent yn cael eu dychwelyd i'r amgylchedd y daethant ohono;
 - (dd) Mae Rheoliad 853/2004 yn golygu Rheoliad (EC) 853/2004 Senedd Ewrop a'r Cyngor sy'n gosod rheolau hylendid penodol ar gyfer bwyd sy'n dod o anifeiliaid(15);
 - (e) “yn sefydlog ar gyfer y silff mewn tymheredd amgylchynol” yn golygu nad oes angen eu cludo neu eu storio ar dymheredd a reolir.”.
- (4) After Schedule 5, insert Schedule 6 contained in Schedule 3 to these Regulations.

(14) EUR 2013/609, fel y'i diwygiwyd gan O.S. 2019/651.

(15) EUR 2004/853, y mae diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

Amendments to the Trade in Animals and Related Products (Scotland) Regulations 2012

8.—(1) The Trade in Animals and Related Products (Scotland) Regulations 2012⁽¹⁶⁾ are amended as follows.

(2) In regulation 2 (interpretation), at the end insert—

“(4) The terms used in Schedule 6 have the same meaning as in [Commission Regulation \(EU\) No 142/2011](#).”.

(3) In Schedule 5—

(a) in paragraph 4—

(i) omit sub-paragraphs (3A) and (3B);

(ii) after sub-paragraph (3), insert—

“(3C) In relation to the relevant goods referred to in sub-paragraph (3) entering Scotland from the Republic of Ireland on or after 31st January 2024, the requirement that the goods be pre-notified before entry does not apply where the condition in sub-paragraph (3D) is met.

(3D) The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into Scotland, have passed through the Republic of Ireland and have not passed through any other country or territory.”;

(iii) after sub-paragraph (6)(e), insert—

“(f) “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020⁽¹⁷⁾.”;

(b) in paragraph 5—

(i) omit sub-paragraph (2)(b);

(ii) after sub-paragraph (2), insert—

“(2A) From 31st January 2024—

(a) relevant goods consisting of products of animal origin may not be imported into Great Britain at any place in Scotland unless they are accompanied by—

(i) the appropriate health certificate for third country imports in the form published by the Scottish Ministers or the Secretary of State from time to time; or

(ii) where they meet the conditions in sub-paragraph (3A) or are listed in sub-paragraph (3B), relevant commercial documents which at least identify the premises of origin and destination and contain a description of the product and the quantity of the product; and

(b) relevant goods consisting of animal by-products or derived products may not be imported into Great Britain at any place in Scotland unless they are accompanied by—

(i) in the case of goods listed in column 1 of the table in Schedule 6 which are stated in the health certificate to be intended for the use (or use of a kind) mentioned in relation to those goods in column 2 of that table, the appropriate health certificate for third country imports

⁽¹⁶⁾ S.S.I. 2012/177. Schedule 5 was inserted by S.S.I. 2020/458 and amended by S.S.I. 2021/297, 342, 432, 493, 2022/90 and 138, and by S.I. 2021/429 and 809.

⁽¹⁷⁾ S.I. 2020/1454.

in the form published by the Scottish Ministers or the Secretary of State from time to time; or

(ii) in any other case, relevant commercial documents which at least identify the premises of origin and destination and contain a description of the product and the quantity of the product.

(3A) The conditions referred to in sub-paragraph (2A)(a)(ii) are that they—

- (a) are shelf-stable at ambient temperature;
- (b) are securely packaged or sealed in clean containers; and
- (c) are not one of the following categories of goods—
 - (i) infant formula;
 - (ii) follow-on formula;
 - (iii) baby food;
 - (iv) food for special medical purposes;
 - (v) beeswax;
 - (vi) pollen;
 - (vii) propolis;
 - (viii) royal jelly; or
 - (ix) products derived from live bivalve molluscs, live echinoderms, live tunicates and live marine gastropods.

(3B) The products referred to in sub-paragraph (2A)(a)(ii) are—

- (a) composite products listed in a document published by the Secretary of State under Article 3(1)(a) of Commission Decision 2007/275 or referred to in Article 4 of that Decision, except for products listed in sub-paragraph (3A)(c)(i) to (iv) and (ix);
- (b) dairy products or colostrum-based products that have been subject to a heat treatment referred to in point 2(1) of Chapter 2, Section 9 of Annex 3 to Regulation 853/2004, except for fresh milk and the products listed in sub-paragraph (3A)(c)(i) to (iv);
- (c) fresh fishery products or prepared fishery products that are—
 - (i) from wild freshwater or seawater animals of species other than of the *Scombridae*, *Clupeidae*, *Engraulidae*, *Coryfenidae*, *Pomatomidae*, or *Scombrosidae* families, and
 - (ii) either not live or non-viable;
- (d) gelatine;
- (e) collagen;
- (f) highly refined products of animal origin;
- (g) honey;
- (h) rendered animal fat;
- (i) greaves.”.

(c) after sub-paragraph (5), insert—

“(6) in this paragraph)—

- (a) “colostrum-based product” has the meaning given in point 2 of Section 9 of Annex 3 to Regulation 853/2004;

- (b) “collagen”, “dairy product”, “fishery product”, “fresh fishery products”, “gelatine”, “greaves”, “prepared fishery products” and “rendered animal fat” have the meanings given in Annex 1 to Regulation (EC) 853/2004;
 - (c) “highly refined products of animal origin” means the products listed in point 1 of Section 16 of Annex 3 to Regulation 853/2004;
 - (d) “infant formula”, “follow-on formula”, “baby food” and “food for special medical purposes” have the meanings given in Article 2 of Regulation (EU) No 609/2013 of the European Parliament and of the Council on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control(18);
 - (e) “non-viable” means they would no longer be able to survive as living animals if returned to the environment from which they were obtained;
 - (f) Regulation 853/2004 means Regulation (EC) 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(19);
 - (g) “shelf-stable at ambient temperature” means they do not need to be transported or stored under controlled temperatures.”.
- (4) After Schedule 5, insert Schedule 6 contained in Schedule 4 to these Regulations.

PART 5

Prior notification of entry to Great Britain

Amendments to exemptions from requirement for prior notification of entry into Great Britain of relevant goods from a relevant third country during the transitional staging period

9.—(1) Part 2 of Annex 6 to the Official Controls Regulation(20) (derogations and modifications: relevant goods entering Great Britain from a relevant third country) is amended as follows.

(2) In paragraph 13—

- (a) in the inserted Article 56A (prior notification of entry to Great Britain: transitional arrangements), as it applies in relation to England and Wales—
 - (i) in paragraph 3(b), for the words from “to the Import” to the end, substitute “to, the Trade in Animals and Related Products Regulations 2011 or the Trade in Animals and Related Products (Wales) Regulations 2011 (as the case may be)”;
 - (ii) omit paragraph 4A(b) and the “or” before it;
 - (iii) omit paragraph 4B;
 - (iv) after paragraph 5, insert—

(18) EUR 2013/609, as amended by S.I. 2019/651.

(19) EUR 2004/853, to which there are amendments not relevant to these Regulations.

(20) EUR 2017/625. Annex 6 was inserted by S.I. 2020/1481 for the purposes of its application in relation to the entry of relevant goods from a relevant third country during the transitional staging period. The terms “relevant goods”, “relevant third country” and “the transitional staging period” are defined in paragraph 2 of Annex 6, as amended by S.I. 2022/1315 and 2023/959. Article 56A was inserted by paragraph 13 of Annex 6 for the purposes mentioned in paragraph 3 of that Annex. Paragraph 13 of Annex 6 was amended by S.I. 2021/429, 809, 2022/1315, 2023/1131. It was also amended in relation to England and Wales by S.I. 2021/1096, 1443, and in relation to Scotland by S.S.I. 2021/342, 493 and 2022/90. Paragraphs 4A and 4B of Article 56A, as it applies in relation to England and Wales, were inserted by S.I. 2021/1443. Paragraphs 5 and 6 of Article 56A, as it applies in relation to Scotland, were inserted by S.S.I. 2022/90.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“6. In relation to the following relevant goods entering England or Wales from the Republic of Ireland on or after 31st January 2024, the requirement to give prior notification does not apply where the condition in paragraph 7A is met—

- (a) plants, plant products and other objects within the scope of paragraph 3(c);
- (b) goods within the scope of paragraph 4(a) to (c);
- (c) plants, plant products and other objects that are goods of a kind referred to in paragraph 5.

7A. The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into England or Wales (respectively), have passed through the Republic of Ireland and have not passed through any other country or territory.

7B. In this paragraph, “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020(21).”;

- (b) in the inserted Article 56A (prior notification of entry to Great Britain: transitional arrangements), as it applies in relation to Scotland—
 - (i) in paragraph 3(b), for the words from “paragraph 5” to the end, substitute “paragraph 4 of Schedule 5 to the Trade in Animals and Related Products (Scotland) Regulations 2012”;
 - (ii) omit paragraph 5(b) and the “or” before it;
 - (iii) omit paragraph 6;
 - (iv) after paragraph 7, insert—

“8. In relation to the following relevant goods entering Scotland from the Republic of Ireland on or after 31st January 2024, the requirement to give prior notification does not apply where the condition in paragraph 9A is met—

- (a) plants, plant products and other objects within the scope of paragraph 3(c);
- (b) goods within the scope of paragraph 4(a) and (b);
- (c) plants, plant products and other objects referred to in paragraph 7.

9A. The condition is that the goods are qualifying Northern Ireland goods that, in the course of passing from Northern Ireland into Scotland, have passed through the Republic of Ireland and have not passed through any other country or territory.

9B. In this paragraph, “qualifying Northern Ireland goods” has the meaning given by regulation 3 of the Definition of Qualifying Northern Ireland Goods (EU Exit) Regulations 2020(22).”.

(3) In this regulation, “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.

(21) [S.I. 2020/1454](#).

(22) [S.I. 2020/1454](#).

Amendment to the Official Controls (Extension of Transitional Periods) (England and Wales) (Amendment) (No. 2) Regulations 2021

10.—(1) The Official Controls (Extension of Transitional Periods) (England and Wales) (Amendment) (No. 2) Regulations 2021(**23**) are amended as follows.

(2) In regulation 3(2)(a)(ii), in the words before the inserted paragraph 5(3A) of Schedule 5 to the Trade in Animals and Related Products Regulations 2011, for “paragraph (3)” substitute “sub-paragraph (3)”.

Douglas-Miller
Parliamentary Under Secretary of State
Department for Environment, Food and Rural
Affairs

8th January 2024