

## **DECLARATION OF SPECIAL MEASURES: Importation of Porcine products from third countries**

The Minister for Rural Affairs and North Wales, and Trefnydd has reasonable grounds for suspecting the existence of a disease (namely, African Swine Fever) in the countries set out in the Annex to this Declaration, such that certain porcine products originating in or dispatched from those countries are liable to pose risk to animal health.

In exercise of the powers conferred by regulation 29(1) of the Trade in Animals and Related Products (Wales) Regulations 2011<sup>1</sup>, the Minister for Rural Affairs and North Wales, and Trefnydd declares the following special measures to be necessary in Wales in order to contain the risk to animal health of certain porcine products entering Wales from such countries:

### **Requirements for imports of porcine products into Wales**

1. Subject to paragraph 2, entry into Wales is suspended in respect of porcine products which are imported from any of the countries listed in the Annex to this Declaration, unless those porcine products comply with the requirements of this paragraph, in addition to any other requirements relevant to the import of such products.
  - a. If the porcine product is a product of animal origin intended for human consumption, it must bear a health mark or an identification mark.
  - b. If the porcine product is an animal by-product or derived product it must—
    - i. be packaged in accordance with Article 23 of Regulation (EC) No 767/2009 of the European Parliament and of the Council on the placing on the market and use of feed<sup>2</sup> in a way which includes the name and address of the feed business operator responsible for its labelling under Article 12(2) of that Regulation; or
    - ii. have a label attached to the packaging, container or vehicle, describing the product and stating to which category of animal by-products it belongs.

### **Exemptions from requirements in paragraph 1**

2. The requirements in paragraph 1 do not apply where—
  - a. the porcine product and its movement is within the scope of Article 1A(2) and (3) of Commission Delegated Regulation (EU) 2019/2124 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for

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<sup>1</sup>S.I. 2011/2379 (W. 252). Regulation 29 was substituted by S.I. 2020/44 (W. 5) and amended by S.I. 2020/1612 (W. 337).

<sup>2</sup>OJ No. L. 229, 1.9.2009, p. 1, as last amended by Commission Regulation (EU) 2018/1903 (OJ No. L. 310, 6.12.2018, p. 22).

official controls of consignments of animals and goods in transit, transshipment and onward transportation through the Union<sup>3</sup>; or

b. the conditions set out in paragraph (3) are met.

3. The conditions are that—

- a. the porcine product is intended only for personal consumption or use; and
- b. the combined weight of porcine products imported at any given time does not exceed 2 kg.

## Interpretation

4. In this Declaration:

- a. “animal by-products” means entire bodies or parts of animals, products of animal origin or other products obtained from animals, which are not intended for human consumption, excluding germinal products;
- b. “category of animal by-products” means the appropriate category as set out in articles 8 to 10 of 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 are intended for human consumption<sup>4</sup>;
- c. “derived products” means products obtained from one or more treatments, transformations or steps in the processing of animal by-products;
- d. “health mark” has the meaning given in Article 3(51) of 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<sup>5</sup>;
- e. “identification mark” means a mark in accordance with Article 5 of Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin<sup>6</sup>;
- f. “pig” means any animal of the *Suidae* family;
- g. “porcine product” means any of the following, consisting, in whole or in part, of a body of a pig, or derived from a pig—
  - i. products of animal origin;
  - ii. animal by-products;
  - iii. derived products;
- h. “products of animal origin” has the meaning given in point 8.1 of Annex 1 to Regulation (EC) No 853/2004 of the European Parliament and of the Council.

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<sup>3</sup> EUR 2019/2124. Article 1A was inserted by S.I. 2020/1631.

<sup>4</sup> OJ No. L 300, 14.11.2009, p. 1, as last amended by Regulation (EU) 2019/1009 of the European Parliament and of the Council (OJ No. L 170, 25.6.2019, p. 1). There is a relevant corrigendum (OJ No. L 137, 24.5.2017, p. 40)

<sup>5</sup> OJ No. L 95, 7.4.2017, p. 1, as last amended by Regulation (EU) 2021/1756 of the European Parliament and of the Council (O.J. No. L 357, 8.10.2021, p. 27). There is a relevant corrigendum (OJ No. L 137, 24.5.2017, p. 40).

<sup>6</sup> OJ No. L 139, 30.4.2004, p. 55, as last amended by Regulation (EU) 2021/1756 of the European Parliament and of the Council (OJ No. L 357, 8.10.2021, p. 27). There is a relevant corrigendum (OJ No. L 226, 25.6.2004, p. 22)

**Coming into force and duration of the special measures**

5. The special measures in this Declaration apply from 1 September 2022 and will continue to apply until revoked or amended by a further declaration.

Date made: 30/08/2022

Signed

A handwritten signature in black ink, appearing to read 'Gavin Watkins', with a long horizontal stroke extending to the right.

Gavin Watkins, Deputy Chief Veterinary Officer for Wales

***Imports in breach of this declaration is an offence under regulation 39 of the Trade in Animals and Related Products (Wales) Regulations 2011.***

## Annex

Countries where African Swine Fever is suspected to exist in and which special measures concerning imports of porcine products are declared:

1. Austria,
2. Belgium,
3. Bulgaria,
4. Croatia,
5. Czech Republic,
6. Denmark,
7. Estonia,
8. Finland,
9. France,
10. Germany,
11. Greece,
12. Hungary,
13. Iceland,
14. Ireland,
15. Italy,
16. Latvia,
17. Liechtenstein
18. Lithuania,
19. Luxembourg,
20. Malta,
21. Netherlands,
22. Norway,
23. Poland,
24. Portugal,
25. Republic of Cyprus,
26. Romania,
27. Slovakia,
28. Slovenia,
29. Spain,
30. Sweden,
31. Switzerland

