

Highly pathogenic avian influenza in Botswana: declaration of special measures

The Trade in Animals and Related Products Regulations 2011 (SI 2011/1197)

The Secretary of State for Environment, Food and Rural Affairs has reasonable grounds for suspecting the existence of highly pathogenic avian influenza in Botswana, such that animals and products originating from Botswana are liable to pose risk to human or animal health.

Under regulation 29(1) of the Trade in Animals and Related Products Regulations 2011⁽¹⁾, the Secretary of State for Environment, Food and Rural Affairs declare the following necessary special measures in England in order to contain the risk to human or animal health:

Suspension of entry into England of animals and products

1. Entry into England of the following animals and products originating in or dispatched from Botswana is suspended:

- (a) ratites which are breeding poultry or productive poultry;
- (b) day-old chicks of ratites;
- (c) hatching eggs, laid by ratites;
- (d) meat of ratites;
- (e) meat products resulting from the processing of meat of ratites or from the further processing of such processed products, not subject to specific treatment B, C or D as defined in Part 4 of Annex II to Commission Decision 2007/777/EC⁽²⁾;
- (f) unprocessed animal by-products containing bodies or parts of poultry or products obtained from poultry;
- (g) composite products containing meat products resulting from the processing of meat of ratites or from the further processing of such processed products, not subject to specific treatment B, C or D as defined in Part 4 of Annex II to Commission Decision 2007/777/EC.

Interpretation

2. In paragraph 1 of this Declaration:

- (a) “poultry”, “breeding poultry”, “productive poultry”, “day-old chicks”, “hatching eggs” and “meat” have the same meaning as in Article 2 of Commission Regulation (EC) 798/2008⁽³⁾;

⁽¹⁾ S.I. 2011/1197. Regulation 29 was amended by S.I. 2019/1488 and S.I 2020/1462.

⁽²⁾ EUDN 2007/777.

⁽³⁾ EUR 798/2008.

- (b) “meat products”, has the same meaning as in paragraph 7.1 of Annex I to Regulation (EC) 853/2004⁽⁴⁾;
- (c) “animal by-products” has the same meaning as in Article 3 of Regulation (EC) 1069/2009⁽⁵⁾;
- (d) “composite products” has the same meaning as in Article 2 of Commission Decision 2007/275/EC⁽⁶⁾

Exclusions from suspension

3. Paragraphs 1(f) and 1(g) of this Declaration does not apply to:
- (a) specified pathogen free eggs within the meaning of Article 2 of Commission Regulation (EC) 798/2008; and
 - (b) eggs as defined in paragraph 5.1 of Annex 1 to Regulation (EC) 853/2004 or egg products as defined in paragraph 7.3 of that Annex to that Regulation.

Duration of special measures

4. The special measures in this Declaration apply from the beginning of the day after the day on which this Declaration is made until this Declaration is revoked or amended by further declaration.

Date made: **30 September 2021, 10am**

Signed: **Peter Jinks, Deputy Director
Animal and Plant Health and Welfare Directorate, Defra**

A person duly authorised by the Secretary of State for Environment, Food and Rural Affairs

Import of animals or products in breach of this declaration is an offence under regulation 39 of the Trade in Animals and Related Products Regulations 2011.

⁽⁴⁾ EUR 853/2004.

⁽⁵⁾ EUR 1069/2009.

⁽⁶⁾ EUD 2007/275