

DECLARATION OF SPECIAL MEASURES: Personal imports of porcine products from certain third countries

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 African Swine Fever in territories subject to special transitional import arrangements, such that certain animal products originating from territories subject to special transitional import arrangements are liable to pose a risk to animal health.

Under regulation 29(1) of the Trade in Animals and Related Products Regulations 2011¹, the Secretary of State for Environment, Food and Rural Affairs declares the following special measures to be necessary in England in order to contain the risk to animal health.

Suspension of entry into England

1. Subject to paragraph 2, entry into England is suspended for porcine products originating from a territory subject to special transitional import arrangements where the product is intended for personal consumption or use.
2. The restrictions in paragraph 1 do not apply if the combined weight of porcine products imported at any given time does not exceed 2 kg and –
 - a. where the porcine product is a product of animal origin intended for human consumption, it bears a health mark or an identification mark; or
 - b. where the porcine product is an animal by-product or a derived product, it–
 - i. is packaged in accordance with Article 23(1) of Regulation (EC) No 767/2009 of the European Parliament and of the Council on the placing on the market and use of feed², as it has effect in EU law, and includes on the package the name and address of the feed business operator responsible for its labelling under Article 12(2) of that Regulation; or
 - ii. has a label attached to the packaging, container or vehicle, describing the product and stating to which category of animal by-products it belongs.

Continued application of other requirements

3. The conditions of entry in paragraph 1 are in addition to any other requirements that apply in relation to those products.

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;

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

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

- b. “porcine products” 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.
- c. “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 not intended for human consumption³, as it has effect in EU law;
- d. “derived products” means products obtained from one or more treatments, transformations or steps in the processing of animal by-products;
- e. “health mark” has the meaning given in Article 3(51) of the Regulation (EU) No 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 products⁴, as it has effect in EU law;
- f. “identification mark” means a mark applied in accordance with Article 5 of, and Section 1 of Annex 2 to, Regulation 853/2004, as it has effect in EU law;
- g. “products of animal origin” has the meaning given in point 8.1 of Annex 1 to Regulation 853/2004;
- h. “Regulation 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,⁵ as it has effect in EU law;
- i. “territory subject to special transitional import arrangements” means—
 - i. an EEA state;
 - ii. the Faroe Islands;
 - iii. Greenland;
 - iv. Switzerland.

Duration of special measures

5. The special measures in the 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: 26 September 2024

³ O.J. No. L 300, 14.11.2009, p. 1, as last amended by Regulation (EU) 2019/1009 of the European Parliament and of the Council (O.J. No. L 170, 25.6.2019, p. 1).

⁴ O.J. 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).

⁵ O.J. No. L 139, 30.4.2004, p. 55, as last amended by Commission Delegated Regulation (EU) 2024/1141 (O.J. No. L, 2024/1141, 19.4.2024).

Signed

Dr Balazs Toth, Lead Assessor, UK Office for SPS Trade Assurance

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.