

DECLARATION OF SPECIAL MEASURES: PERSONAL IMPORTS OF PRODUCTS FROM SUSCEPTIBLE ANIMALS FROM CERTAIN THIRD COUNTRIES AND TERRITORIES

THE TRADE IN ANIMALS AND RELATED PRODUCTS (WALES) REGULATIONS 2011 (SI 2011/2379 (W. 252))

The Welsh Ministers have reasonable grounds for suspecting the existence of Foot-and-Mouth Disease in Germany, such that products from susceptible animals originating from Germany and territories subject to special transitional import arrangements are liable to pose a risk to animal health.

In exercise of the powers conferred by regulation 29(1) of the Trade in Animals and Related Products (Wales) Regulations 2011¹, the Welsh Ministers declare the following special measures to be necessary in Wales in order to contain the risk to animal health.

Suspension of entry into Wales

1. Subject to paragraph 3, entry into Wales is suspended for products from susceptible animals originating from Germany where the product is intended for personal consumption or use.
2. Subject to paragraphs 3 and 4, entry into Wales is suspended for products from susceptible animals originating from a territory subject to special transitional import arrangements other than Germany where the product is intended for personal consumption or use.
3. The restrictions in paragraphs 1 and 2 do not apply if the product is—
 - a. a good listed in Part 1 of Annex I to Regulation 2019/2122; and
 - i. the product complies with the relevant conditions set out in Part 1 of Annex I to Regulation 2019/2122; and
 - ii. the combined weight of products imported at any given time does not exceed 2kg; or
 - b. bread, cakes, biscuits, waffles or wafers, rusks, toasted bread or a similar toasted product containing less than 20% of processed dairy and egg products and treated as provided for in point (a)(i) of Article 6(1) of Commission Decision 2007/275/EC;
 - c. chocolate or confectionary (including sweets) containing less than 50% of processed dairy and egg products and treated as provided for in point (a)(i) of Article 6(1) of Commission Decision 2007/275/EC;
 - d. food supplements packaged for the final consumer containing small amounts (in total less than 20%) of processed animal products (including glucosamine, chondroitin or chitosan, or both chondroitin and chitosan) other than meat products; or

¹ 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).

- e. pasta or noodles not mixed or filled with meat product containing less than 50% of processed dairy and egg products and treated as provided for in point (a)(i) of Article 6(1) of Commission Decision 2007/275/EC.
4. The restrictions in paragraph 2 do not apply if the combined weight of products imported at any given time does not exceed 2kg, and—
- a. where the product is a product of animal origin intended for human consumption, it bears a health mark or an identification mark; or
 - b. where the 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

5. The conditions of entry in this Declaration are in addition to any other requirements that apply in relation to products from susceptible animals.

Interpretation

6. 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 not intended for human consumption³, as it has effect in EU law;
 - c. “Commission Decision 2007/275/EC” means Commission Decision 2007/275/EC concerning lists of composite products to be subject to controls at border control posts⁴;

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).

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 116, 4.5.2007, p 9, as last amended by S.I. 2020/1462.

- 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 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 products⁵, 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 from susceptible animals” means any of the following, consisting, in whole or in part, of a body of a susceptible animal, or derived from a susceptible animal—
 - i. products of animal origin;
 - ii. animal by-products; or
 - iii. derived products;
- h. “products of animal origin” has the meaning given in point 8.1 of Annex 1 to Regulation 853/2004;
- i. “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 origin⁶, as it has effect in EU law;
- j. “Regulation 2019/2122” means Commission Delegated Regulation (EU) 2019/2122 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers’ personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market and amending Commission Regulation (EU) No 142/2011⁷, as it has effect in EU law;
- k. “susceptible animal” means a cow, bull, sheep, goat, deer, camel, llama, alpaca, guanaco, vicuna, any other ruminant, any swine (that is, a member of the suborder *Suina* of the order *Artiodactyla*), elephant or rodent (other than a pet rodent).
- l. “territory subject to special transitional import arrangements” means;
 - i. an EEA state;
 - ii. the Faroe Islands;
 - iii. Greenland;
 - iv. Switzerland.

⁵ 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).

⁶ 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).

⁷ O.J. No. L 321, 12.12.2019, p. 45-63, as last amended by Commission Delegated Regulation (EU) 2023/1674 (O.J. No. L 216, 1.9.2023, p. 1-8).

Coming into force and duration of the special measures

7. 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 a further declaration.

Date made: 14 January 2025

Signed:

A handwritten signature in black ink, appearing to be 'R. Irvine', written over a horizontal line.

Dr Richard Irvine, MRCVS
Chief Veterinary Officer for Wales

A person duly authorised by the Welsh Ministers

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