

Scottish Government

DECLARATION OF SPECIAL MEASURES: FOOT-AND-MOUTH DISEASE

IMPORTS OF PRODUCTS FROM CERTAIN SPECIES FROM EEA STATES, THE FAROE ISLANDS, GREENLAND AND SWITZERLAND

THE TRADE IN ANIMALS AND RELATED PRODUCTS (SCOTLAND) REGULATIONS 2012

The Scottish Ministers have reasonable grounds for suspecting the existence of foot-and-mouth disease in Germany, Hungary and Slovakia, such that products originating from territories subject to special transitional import arrangements are liable to pose risk to animal health.

Under regulation 25(1) of the Trade in Animals and Related Products (Scotland) Regulations 2012⁽¹⁾, Scottish Ministers declare the following necessary special measures in order to contain the risk to animal health:

Imposition of conditions on products from susceptible animals

1. – (1) The exemption from official controls at border control posts for entry into Scotland of products from susceptible animals originating in a territory subject to special transitional import arrangements as:

- (a) part of passengers' personal luggage and intended for personal consumption or use, or
- (b) part of a small consignment sent to natural persons, which are not intended to be placed on the market,

is suspended, unless the products from susceptible animals are of a category and meet the conditions specified in paragraph 2.

(2) Accordingly, such products may only enter Scotland as products subject to official controls at border control posts in accordance with Part 3 of the Trade in Animals and Related Products (Scotland) Regulations 2012 (subject to the derogations and modifications set out in schedule 5 of those Regulations and as if paragraph 1 of schedule 3 of those Regulations did not apply)⁽²⁾, including being accompanied by the appropriate health certificate or relevant commercial documents required by those Regulations for the products concerned, and subject to any other requirements that apply in relation to the import of products from susceptible animals.

Imports of products from susceptible animals remaining exempt from official controls

2. Imports of products from susceptible animals remain exempt from official controls at border control posts as part of passengers' personal luggage where intended for personal consumption or use, or as part of a small consignment sent to natural persons which are not

⁽¹⁾ S.S.I. 2012/177. Regulations 25 was substituted by S.S.I. 2019/412 and amended by S.S.I. 2020/458.

⁽²⁾ Part 3 was amended by S.S.I. 2018/391, S.S.I. 2019/412, S.S.I. 2020/455, S.S.I. 2020/458, S.I. 2022/1322 and S.S.I. 2023/374. Schedule 5 was inserted by S.S.I. 2020/458 and amended by S.I. 2021/342, S.I. 2021/493, S.I. 2024/20 and S.I. 2024/541.

intended to be placed on the market, provided that they belong to at least one of the following categories:

- (a) goods listed, and meeting the conditions, in Part 1 (powdered infant milk, infant food, special foods required for medical reasons and petfood required for health related reasons) of Annex 1 to Commission Delegated Regulation (EU) No. 2019/2122⁽³⁾, provided that their combined quantity does not exceed the weight limit of 2 kg,
- (b) bread, cakes, biscuits, waffles or wafers, rusks, toasted bread or a similar toasted product containing less than 20% of processed dairy or egg products and meeting the conditions in Article 6(1)(a) of Commission Decision 2007/275/EC⁽⁴⁾,
- (c) chocolate or confectionery (including sweets) containing less than 50% of processed dairy and egg products and meeting the conditions in Article 6(1)(a) 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
- (e) pasta or noodles not mixed or filled with meat product containing less than 50% of processed dairy and egg products and meeting the conditions in Article 6(1)(a) of Commission Decision 2007/275/EC.

Interpretation

3. 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,
- (b) “Commission Decision 2007/275/EC” means Commission Decision 2007/275/EC concerning the lists of animals and products to be subject to controls at border inspection posts under Council Directives 91/496/EEC, 97/78/EC, and 2002/99/EC,
- (c) “Commission Delegated Regulation (EU) No. 2019/2122” means Commission Delegated Regulation (EU) No. 2019/2122 of 10 October 2019 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,
- (d) “derived products” means products obtained from one or more treatments, transformations or steps in the processing of animal by-products,
- (e) “products from susceptible animals” means either of the following, consisting in whole or in part, of a body of a susceptible animals, or derived from a susceptible animal:

⁽³⁾ EUR 2019/2122.

⁽⁴⁾ EUD 2007/275.

- (i) products of animal origin,
 - (ii) animal by-products, or
 - (iii) derived products,
- (f) “products of animal origin” has the meaning given in point 8.1 of Annex 1 to Regulation 853/2004,
- (g) “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,
- (h) “susceptible animal” means any of the following:
- (i) a cow,
 - (ii) a bull,
 - (iii) a sheep,
 - (iv) a goat,
 - (v) a deer,
 - (vi) a camel,
 - (vii) a llama,
 - (viii) an alpaca,
 - (ix) a guanaco,
 - (x) a vicuna,
 - (xi) any ruminant not mentioned above,
 - (xii) any swine (that is, a member of the suborder *Suina* of the order *Artiodactyla*), or
 - (xiii) an elephant,
- (i) “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 139, 30.4.2004, p. 55, as last amended by Commission Delegated Regulation (EU) 2024/1141 (O.J. No. L 1141, 19.4.2024, p.1).

Revocation of previous measures and coming into force and duration of special measures

4. –(1) The “Declaration of Special Measures: Foot-and-Mouth Disease, Imports of Products from Certain Species from EEA States, the Faroe Islands, Greenland and Switzerland” made by Scottish Ministers on 27 March 2025 is revoked.

(2) The revocation in sub-paragraph (1) and 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: 15 April 2025

Signed

Sheila Voas
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A member of staff of the Scottish Ministers

Import of a product in breach of this declaration is an offence under regulation 33 of the Trade in Animals and Related Products (Scotland) Regulations 2012.