WELSH STATUTORY INSTRUMENTS

2007 No. 3279 (W. 288)

ANIMALS, WALES

ANIMAL HEALTH

The Animals and Animal Products (Import and Export) (Wales) (Amendment) Regulations 2007

Made - - - -	*15 November 2007*
Laid before the National Assembly for Wales - -	*16 November 2007*
Coming into force - -	*17 November 2007*

The Welsh Ministers are designated(**1**) for the purposes of section 2(2) of the European Communities Act 1972(**2**) in relation to the common agricultural policy of the European Community.

The Welsh Ministers make these Regulations in exercise of the powers conferred by that section.

Title, application and commencement

1. The title of these Regulations is the Animals and Animal Products (Import and Export) (Wales) (Amendment) Regulations 2007. They apply in relation to Wales and come into force on 17 November 2007.

Amendment of the Animals and Animal Products (Import and Export) (Wales) Regulations 2006

2.—(1) The Animals and Animal Products (Import and Export) (Wales) Regulations 2006(**3**) are amended as follows.

(2) In regulation 1(2), after the definition of "assembly centre", insert—

""bluetongue susceptible animal" means any ruminating animal;".

(3) In regulation 2, after paragraph (2) insert—

"(3) In this regulation "pet" means any animal of a species listed in Annex I to Regulation (EC) No. 998/2003.".

(4) For the heading of Part 3 substitute—

(**1**) S.I.2005/2766. By virtue of sections 59(1) and 162 of and paragraphs 28 and 30 of Schedule 11 to the Government of Wales Act 2006, functions conferred on the National Assembly for Wales by this designation are exercisable by the Welsh Ministers.
(**2**) 1972 c. 68.
(**3**) S.I. 2006/1536 (W.153) as last amended by S.I. 2007/1627 (W.137).

"Third Country Imports".

(5) After regulation 27 insert—

"PART 4A

Third Country Exports

Application of Part 4A

27A. This Part applies in respect of any animal, semen, ovum or embryo exported other than to a member State.

Exports to third countries

27B.—(1) A person must not export any animal, semen, ovum or embryo to a third country unless it complies with the relevant provisions of the instrument listed in Schedule 8A.

(2) If an inspector has reasonable cause to suspect that a person intends to export any animal, semen, ovum or embryo in contravention of this regulation he or she may by notice served on that person, his or her representative or the person appearing to him or her to be in charge of the animal, semen, ovum or embryo, prohibit that export and require the person on whom the notice is served to take the animal, semen, ovum or embryo to such places as may be specified in the notice and to take such further action in relation to it as may be specified in the notice.

(3) If a notice served under paragraph (2) is not complied with, an inspector may seize any animal, semen, ovum or embryo to which it relates and arrange for the requirements of the notice to be complied with.".

(6) At the end of Part I of Schedule 3, insert—

*"**Bluetongue susceptible animals***

16. Instrument: Commission Regulation (EC) No. 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue (OJ No. L283, 27.10.2007, p. 37).

Relevant provisions in that instrument: Articles 7(1), 7(2), 7(4), 8(1), 8(3), 8(4)(a) and (b), 8(6) and 9, and Annex III.".

(7) For the heading of Schedule 7 substitute—

"Community legislation in relation to imports from third countries".

(8) After Schedule 8 insert—

"SCHEDULE 8A

Community legislation in relation to exports to third countries

Bluetongue susceptible animals

1. Instrument: Commission Regulation (EC) No. 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue (OJ No. L283, 27.10.2007, p. 37).