STATUTORY RULES OF NORTHERN IRELAND

1999 No. 299

FOOD

Food (Animals and Animal Products from Belgium) (Emergency Control) (Amendment) Order (Northern Ireland) 1999

Made - - - - 30th June 1999

Whereas it appears to the Department of Health and Social Services acting as the Department concerned that the carrying out of commercial operations with respect to animals and animal products originating from Belgium may involve imminent risk of injury to health, now therefore the Department concerned, in exercise of the powers conferred on it by Articles 12(1), 26(3) and 47(2) of the Food Safety (Northern Ireland) Order 1991(**1**), and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Food (Animals and Animal Products from Belgium) (Emergency Control) (Amendment) Order (Northern Ireland) 1999.

(2) In this Order "the principal Order" means the Food (Animals and Animal Products from Belgium) (Emergency Control) Order (Northern Ireland) 1999(**2**).

Amendment of principal Order

2. The principal Order shall be amended in accordance with Articles 3 to 6 of this Order.

3. In Article 1 (title, commencement and interpretation)—

(a) in paragraph (2)—

(i) for the definition of "the Commission Decision" there shall be substituted—

""Commission Decision 1999/363/EC" means the Commission Decision 1999/363/EC on protective measures with regard to contamination by dioxins of certain animal products intended for human or animal consumption(**3**) as

(**1**) S.I.1991/762 (N.I. 7) as amended by S.I. 1996/1633 (N.I. 12). See Article 2(2) for the definition of "the Department concerned"
(**2**) S.R. 1999 No. 255
(**3**) O.J. No. L141, 4.6.1999, p. 24

amended by Commission Decision 1999/390/EC(**4**) and Commission Decision 1999/419/EC(**5**);

"Commission Decision 1999/389/EC" means the Commission Decision 1999/389/EC on protective measures with regard to contamination by dioxins of products intended for human consumption derived from bovine animals and pigs and revoking Decision 1999/368/EC(**6**) as amended by Commission Decision 1999/390/EC and 1999/419/EC;";

(ii) the definition of "dairy products" shall be deleted; and

(iii) for the definition of "relevant animal or animal product" there shall be substituted—

""relevant animal or animal product" means any animal or product coming within any of the following descriptions—

(a) live animals and hatching eggs as referred to in Article 3 of the Commission Decision 1999/363/EC;

(b) pigs and bovine animals as referred to in Article 3 of Commission Decision 1999/389/EC;

(c) products of Belgian origin covered by Article 1.2 of Commission Decision 1999/363/EC or Article 1.2 of Commission Decision 1999/389/EC; and

(d) products which contain any of the products referred to in sub-paragraph (c),

but only includes food and food sources;"; and

(b) after paragraph (2) there shall be inserted—

"(3) Other expressions used both in this Order and in Commission Decision 1999/363/EC or 1999/389/EC have, in so far as the context admits, the same meaning in this Order as they bear in that Decision.".

4. After Article 1 there shall be inserted—

"**Exemptions**

1A.—(1) Article 2 shall not apply to—

(a) the importation of any food or food source if, when imported, that food or food source is accompanied by valid certification relating to it, as specified in paragraph (3);

(b) any subsequent commercial operations in relation to the food or food source if it can be proved by the person carrying out the operation that at the time of importation it was so accompanied; or

(c) the return to Belgium, under cover of an official certificate in accordance with Article 3a of Commission Decision 1999/363/EC or, as the case may be, Article 3a of Commission Decision 1999/389/EC, of any product covered by this Order.

(2) Article 4 shall not, save for sub-paragraphs (a) and (b) of paragraph (1), apply to any imported food or food source which is accompanied by valid certification relating to it as specified in paragraph (3).

(3) The certification to which paragraphs (1)(a) and (b) and (2) apply is—

(**4**) O.J. No. L147, 12.6.1999, p. 29
(**5**) O.J. No. L159, 25.6.1999, p. 60
(**6**) O.J. No. L147, 12.6.1999, p. 26