STATUTORY RULES OF NORTHERN IRELAND

1997 No. 87

EUROPEAN COMMUNITIES
ANIMALS

Animals and Animal Products (Import and Export) (Amendment) Regulations (Northern Ireland) 1997

Made - - - - 21st February 1997

Coming into operation 11th April 1997

The Department of Agriculture, being a Department 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 Economic Community, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Animals and Animal Products (Import and Export) (Amendment) Regulations (Northern Ireland) 1997 and shall come into operation on 11th April 1997.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954(**3**) shall apply to these Regulations as it applies to a measure of the Northern Ireland Assembly.

Amendment of the Animals and Animal Products (Import and Export) Regulations (Northern Ireland) 1995 (the principal Regulations)

3. The Animals and Animal Products (Import and Export) Regulations (Northern Ireland) 1995(**4**) shall be amended as provided in regulations 4 to 9.

Registration of dealers

4. At the end of regulation 8 there shall be inserted the following paragraph—

(**1**) S.I. 1972/1811
(**2**) 1972 c. 68
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 1995 No. 52

"(4) For the purposes of paragraph (1) the Department shall keep a register of dealers engaging in intra-Community trade who have applied for registration in accordance with that paragraph.".

Approval of bodies, institutes or centres

5. At the end of regulation 9 there shall be inserted the following paragraph—

"(4) For the purposes of Article 11 of Council Directive 92/65/EEC, the Department shall approve any equine semen collection centre or equine embryo collection team which has applied for that approval in accordance with Article 11 of that Directive and which meets the conditions applicable to it in respect of approval and the performance of its duties as required by Article 11 and Annex D to that Directive.".

Illegal consignments

6. After regulation 13(1) there shall be inserted—

"(1A) Where any animal detained or isolated, or any animal product detained, under paragraph (1)(*a*) has been in contact with any other animal or animal product, the Department may serve a notice on the person appearing to have charge of that other animal or animal product and sub-paragraphs (*a*) and, as the case may be, (*b*) or (*c*) of paragraph (1) shall apply in relation to such an animal or animal product as if it were an animal or animal product mentioned in paragraph (1).".

Post import controls

7. In regulation 23, after paragraph (2), there shall be inserted—

"(3) Where the Department exercises the powers granted under paragraph (2) to place any animal in quarantine or isolation, it may also, by notice served on the person appearing to have charge of any other animal which has been in contact with such an animal, require him to place that other animal in quarantine or isolation at such place as may be specified in the notice.".

Community legislation

8. For Schedules 1, 2 and 4 there shall be substituted respectively the Schedules set out in Schedules 1, 2 and 3 to these Regulations.

Disapplication of legislation

9. In Schedule 5 for the entry which relates to the Artificial Reproduction of Animals (Northern Ireland) Order 1975(**5**) there shall be substituted the entry set out in Schedule 4 to these Regulations.

(**5**) S.I. 1975/1834 (N.I. 17) to which there are amendments not relevant to these Regulations

Sealed with the Official Seal of the Department of Agriculture on

21st February 1997.

R. S. Johnston
Assistant Secretary

SCHEDULE 1 Regulation 8.

"SCHEDULE 1 Regulation 2(4)

Amendments to Directives

1. Council Directive 90/425/EEC has been amended by, and must be read subject to:

   Council Directive 90/539/EEC (O.J. No. L303, 31.10.90, p. 6);

   Council Directive 90/667/EEC (O.J. No. L363, 27.12.90, p. 51);

   Council Directive 90/675/EEC (O.J. No. L373, 31.12.90, p. 1);

   Council Directive 91/67/EEC (O.J. No. L46, 19.2.91, p. 1);

   Council Directive 91/68/EEC (O.J. No. L46, 19.2.91, p. 19);

   Council Directive 91/174/EEC (O.J. No. L85, 5.4.91, p. 37);

   Council Directive 91/496/EEC (O.J. No. L268, 24.9.91, p. 56);

   Council Directive 91/628/EEC (O.J. No. L340, 11.12.91, p. 17);

   Council Directive 92/60/EEC (O.J. No. L268, 14.9.92, p. 75);

   Council Directive 92/65/EEC (O.J. No. L268, 14.9.92, p. 54);

   Council Directive 92/118/EEC (O.J. No. L62, 15.3.93, p. 49);

   Commission Decision 93/444/EEC (O.J. No. L208, 19.8.93, p. 34);

   Commission Decision 94/338/EC (O.J. No. L151, 17.6.94, p. 36);

   Commission Decision 94/339/EC (O.J. No. L151, 17.6.94, p. 38).

2. Council Directive 91/496/EEC has been amended by, and must be read subject to:

   Council Directive 91/628/EEC (O.J. No. L340, 11.12.91, p. 17);

   Commission Decision 92/424/EEC (O.J. No. L232, 14.8.92, p. 34);

   Commission Decision 92/432/EEC (O.J. No. L237, 20.8.92, p. 29);

   Council Decision 92/438/EEC (O.J. No. L243, 25.8.92, p. 27);

   Commission Decision 92/527/EEC (O.J. No. L332, 18.11.92, p. 22);

   Commission Decision 94/467/EC (O.J. No. L190, 26.7.94, p. 28);

   The Act concerning the conditions of accession of the Kingdom of Norway, the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded (O.J. No. C241, 29.8.94, p. 21);

   Commission Decision 95/357/EC (O.J. No. L211, 6.9.95, p. 43);

   Commission Decision 96/35/EC (O.J. No. L10, 13.1.96, p. 40);

   Commission Decision 96/36/EC (O.J. No. L10, 13.1.96, p. 42);

   Commission Decision 96/187/EC (O.J. No. L59, 8.3.96, p. 59);

   Commission Decision 96/267/EC (O.J. No. L91, 12.4.96, p. 76);

   Commission Decision 96/357/EC (O.J. No. L138, 11.6.96, p. 18);

   Commission Decision 96/499/EC (O.J. No. L203, 13.8.96, p. 11)."

SCHEDULE 2 Regulation 8.

"SCHEDULE 2 Regulations 2(4), 4, 5(1), 6, 10(1) and (2), 12(4), 29(2) and 32

Bovine animals and swine

1. Council Directive 64/432/EEC of 26th June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine (O.J. No. L121, 29.7.64, p. 1977, (Special Edition 1963-64, p. 164)) as amended by, and as read with:

Council Directive 66/600/EEC (O.J. No. L192, 23.10.66, p. 3294; (Special Edition 1965-66, p. 234));

Council Directive 71/285/EEC (O.J. No. L175, 9.8.71, p. 1; (Special Edition 1971 (II), p. 649));

The Act of Accession to the European Communities of the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland (O.J. No. L73, Special Edition, 27.3.72);

Council Directive 73/150/EEC (O.J. No. L172, 28.6.73, p. 18);

Council Directive 77/98/EEC (O.J. No. L26, 31.1.77, p. 81);

Council Directive 79/109/EEC (O.J. No. L29, 3.2.79, p. 20);

The Act concerning the conditions of accession of the Hellenic Republic to the European Communities (O.J. No. L291, 19.11.79, p. 17);

Council Directive 79/111/EEC (O.J. No. L29, 3.2.79, p. 26);

Council Directive 80/219/EEC (O.J. No. L47, 21.2.80, p. 25);

Council Directive 80/1098/EEC (O.J. No. L325, 1.12.80, p. 11);

Council Directive 80/1274/EEC (O.J. No. L375, 31.12.80, p. 75);

Council Directive 82/61/EEC (O.J. No. L29, 6.2.82, p. 13);

Council Directive 83/642/EEC (O.J. No. L358, 22.12.83, p. 41);

Council Directive 84/643/EEC (O.J. No. L339, 27.12.84, p. 27);

Council Directive 84/644/EEC (O.J. No. L339, 27.12.84, p. 30);

Council Directive 85/320/EEC (O.J. No. L168, 28.6.85, p. 36);

Council Directive 85/586/EEC (O.J. No. L372, 31.12.85, p. 44);

Council Regulation 3768/85/EEC (O.J. No. L362, 31.12.85, p. 8);

Council Decision 87/231/EEC (O.J. No. L99, 11.4.87, p. 18);

Council Directive 87/489/EEC (O.J. No. L280, 3.10.87, p. 28);

Council Directive 88/406/EEC (O.J. No. L194, 22.7.88, p. 1);

Council Directive 89/360/EEC (O.J. No. L153, 6.6.89, p. 29);

Council Directive 89/662/EEC (O.J. No. L395, 30.12.89, p. 13);

Commission Decision 90/208/EEC (O.J. No. L108, 28.4.90, p. 102);

Council Directive 90/422/EEC (O.J. No. L224, 18.8.90, p. 9);

Council Directive 90/423/EEC (O.J. No. L224, 18.8.90, p. 13);

Council Directive 90/425/EEC (O.J. No. L224, 18.8.90, p. 29);

Commission Decision 91/52/EEC (O.J. No. L34, 6.2.91, p. 12);

Council Directive 91/449/EEC (O.J. No. L268, 24.9.91, p. 107);