

THE ANIMALS AND ANIMAL PRODUCTS (IMPORT AND EXPORT)
(ENGLAND) REGULATIONS 2006

DECLARATION

The Secretary of State for Environment, Food and Rural Affairs, having learned, by means of the procedure set out in Article 10 of Council Directive 90/425/EEC and by other means of the presence of Nipah and Hendra in Malaysia (Peninsula) and Australia, which diseases are referred to in Commission Decision 2006/146/EC¹

IN EXERCISE OF the powers conferred by regulation 28 of the Animals and Animals Products (Import and Export) (England) Regulation 2006, for the purpose of preventing the introduction of disease into or within England,

declares that:

1. Subject to paragraphs 2, 3 and 4 below the introduction into England of
 - a). fruit bats (of the genus Pteropus), cats and dogs that originate from Malaysia (Peninsula) and
 - b). fruit bats (of the genus Pteropus) and cats that originate from Australia

are PROHIBITED.

2. Imports of fruit bats of the genus PTEROPUS from Malaysia (Peninsula) and Australia are prohibited unless they meet the following conditions:
 - a). the animals originate from captive colonies;
 - b). the animals have been isolated in quarantine premises for at least 60 days prior to export;
 - c). the animals have been subjected with negative results to a serum neutralisation or approved ELISA test for antibody against Nipah and Hendra disease viruses carried out in an approved laboratory by the competent authority on blood samples taken on two occasions with an interval of 21 – 30 days, the second to be taken within 10 days of export.
3. Import of dogs and cats from Malaysia (Peninsula) are prohibited unless they meet the following conditions:
 - a). the animals have had no contact with pigs during the 60 days prior to export;

¹ OJ L 55, 25.2.2006 p.22.

b). the animals have not been resident on holdings where any cases of Nipah disease have been confirmed within 60 days prior to export; and

c). the animals have been subjected with negative result to an IgG capture ELISA test carried out in a laboratory approved for testing for antibody against the Nipah disease viruses by the competent veterinary authorities on a sample of blood taken within 10 days of export.

The prohibition referred to in paragraph 1(a) does not apply to dogs and cats in transit provided that they remain within the perimeter of an international airport.

4. Imports of cats from Australia are prohibited unless the animals have not been resident on holdings where any cases of Hendra disease have been confirmed during the past 60 days prior to export.

The prohibition referred to in paragraph 1(b).shall not apply to cats in transit, provided that they remain within the perimeter of an international airport.

This Declaration shall come into force at 1000 hours on 6 July 2007.

Signed at 1000 hours on 6 July 2007 by Nick Coulson.



A person duly authorised by
The Secretary of State for Environment, Food and Rural Affairs

NOTE

(This note is not part of the Declaration)

This Declaration gives effect to Commission Decision 2006/146/EC on certain measures with regard to certain fruit bats, dogs and cats coming from Malaysia (Peninsula) and Australia.

Separate declarations are being issued for animals and products covered by this declaration in respect of Scotland, Wales and Northern Ireland.

Introduction of animals or products in contravention of this Declaration is a criminal offence. The penalty on summary conviction is a fine not exceeding the statutory maximum (£5,000), or a term of imprisonment not exceeding three months, or both; and the penalty on conviction on indictment, is an unlimited fine, or a term of imprisonment not exceeding two years, or both.

A copy of this Declaration will be sent to all Divisional Veterinary Managers in England.