

**THE PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS)  
(ENGLAND) REGULATIONS 2006**

**The ANIMALS AND ANIMAL PRODUCTS (IMPORT AND EXPORT)  
(ENGLAND) REGULATIONS 2006**

**DECLARATION**

Avian influenza is a disease referred to in Council Directive 82/894/EEC<sup>1</sup> and Schedule 6 of the Animals and Animal Products (Import and Export) (England) Regulations 2006<sup>2</sup>.

In exercise of the powers conferred by regulation 61 of the Products of Animal Origin (Third Country Imports) (England) Regulations 2006<sup>3</sup> in relation to products and by regulation 28 of the Animals and Animal Products (Import and Export) (England) Regulations 2006 in relation to birds and hatching eggs, the Secretary of State for Environment, Food and Rural Affairs, having learned of the presence of highly pathogenic avian influenza in Canada, declares as follows:

(1) Insofar as it is not already prohibited or otherwise restricted under the Products of Animal Origin (Third Country Imports) (England) Regulations 2006 or the Animals and Animal Products (Import and Export) (England) Regulations 2006, the introduction into England of —

- (a) poultry, hatching eggs and day old chicks, as defined in Article 2(a), (b) and (c) of Decision 2006/696/EC<sup>4</sup>;
- (b) meat, as defined in Article 2(j) of Decision 2006/696/EC;
- (c) meat preparations and meat products as defined in points 1.15 and 7.1 in Annex I of Regulation (EC) 853/2004<sup>5</sup> and consisting of, or containing meat referred to in (b);
- (d) raw pet food and unprocessed feed material containing any part of a species referred to in (a); and
- (e) non-treated game trophies from any bird,

from areas listed in Annex I attached to this Declaration is prohibited, subject to the exceptions below<sup>6</sup>.

(2) The prohibition contained in paragraph 1 does not apply to the importation of meat products referred to in paragraph (1)(c) providing they have been subjected to treatment B, C or D, in accordance with part 4 of Annex II to Decision 2005/432/EC<sup>7</sup>.

<sup>1</sup> OJ No. L 378, 31.12.1982, p. 58.

<sup>2</sup> S.I. 2006/1471, as amended by S.I. 2006/2126 and S.I. 2007/1621.

<sup>3</sup> SI 2006 No. 2841, as amended by S.I. 2007/1605.

<sup>4</sup> OJ No. L 295, 25.10.2006, p. 1.

<sup>5</sup> OJ No. L 226, 25.6.2004 p. 22.

<sup>6</sup> A copy of Annex I to the Decision is attached as Annex 1 to this Declaration.

<sup>7</sup> OJ No. L 151, 14.6.2005, p. 3.

- (3) Imports of commodities referred to in paragraph (1) are not authorised from the territory referred to in Annex II attached to this Declaration<sup>8</sup> unless the following is clearly indicated on the health certificate accompanying those commodities:
- (a) that they come from an area in the territory of code "CA-1" that is certified free from avian influenza; and
  - (b) the words "this consignment is in compliance with Declaration 2007/30"

This Declaration shall come into force at **17:00** hours on **10 October 2007**.

Signed at **16:45** on **10 October** by **Simon Hall**.



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

#### **Annex 1**

The restricted area (10km) in the province of Saskatchewan including part of the Rural Municipality of Lumsden #189 that is bound:

- On the south by Highway 11;
- On the southeast by Highway 20 to Last Mountain Creek;
- On the east and north by Last Mountain Creek and Last Mountain Lake;
- On the west by the east half Range 23 (3 miles) of Township 21 and 20 to the intersection of Highway 11 in the Rural Municipality of Dufferin #190.

#### **Annex 2**

CA-1: The territory of Canada, except for the restricted area set out in Annex 1.

#### **NOTE**

(This note is not part of the Declaration)

This Declaration bans or otherwise restricts imports of poultry and associated products into the European Community from Canada.

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

The introduction of animals or products in contravention of this Declaration is a criminal offence. The penalty on summary conviction is a fine not

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<sup>8</sup> A copy of Annex II to the Decision is attached as Annex 2 to this Declaration.

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.

## ANNEX I

The restricted area (10 km) in the province of Saskatchewan including part of the Rural Municipality of Lumsden #189 that is bound:

- On the south by Highway 11
- On the southeast by Highway 20 to Last Mountain Creek
- On the east and north by Last Mountain Creek and Last Mountain Lake
- On the west by the east half Range 23 (3 miles) of Township 21 and 20 to the intersection of Highway 11 in the Rural Municipality of Dufferin #190.

## ANNEX II

CA-1: The territory of Canada, except for the restricted area set out in Annex I.

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