

**THE ANIMALS AND ANIMAL PRODUCTS (IMPORT AND EXPORT)  
(ENGLAND) REGULATIONS 2006  
(SI 2006/1471)**

**THE PRODUCTS OF ANIMAL ORIGIN (IMPORT AND EXPORT)  
REGULATIONS 1996  
(SI 1996/3124)**

**DECLARATION**

The Secretary of State for the Environment, Food and Rural Affairs, has learned of the presence of foot and mouth disease in the Republic of Cyprus under the procedure set out in Article 10 of Directive 90/425/EC, which disease is 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.

In exercise of the powers conferred by regulation 35 of the Products of Animal Origin (Import and Export) Regulations 1996 in relation to products of animal origin and by regulation 28 of the Animals and Animal Products (Import and Export) (England) Regulations 2006 in relation to animals and germplasm declares as follows:

**1. Prohibition**

1.1 Subject to paragraphs 2 to 11 below, the importation into England of live animals of the bovine, ovine, caprine or porcine species or any other biungulates or the following products derived from such animals:

- a. semen, ova or embryos;
- b. meat or meat products;
- c. milk or dairy products;
- d. hides or skins;
- e. dung or manure; or
- f. any other animal product referred to in Article 8(2) of Commission Decision 2007/718,

from the Republic of Cyprus is prohibited.

1.2 For the purposes of this Declaration:

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

- a. "meat" means fresh meat, minced meat, mechanically recovered meat and meat preparations as defined in Annex I to Regulation (EC) No.853/2004;
- b. "meat products" includes treated stomachs, bladders or intestines; and
- c. "importation" includes importation for both commercial and personal purposes.

## **2. Live animals that can be imported**

2.1 The prohibition in paragraph 1.1 does not apply to live animals of the bovine, ovine, caprine and porcine species and other biungulates that have been in direct and uninterrupted transit through the areas listed in Annex I and Annex II on main roads and railway lines.

2.2 Animals of the bovine, ovine, caprine or porcine species imported into England from Cyprus must be accompanied by an official health certificate which must bear the following words:

'Animals conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

2.3 Other biungulates imported into England from Cyprus must be accompanied by an official health certificate which must bear the following words:

'Live biungulates conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

## **3. Meat that can be imported**

3.1 The prohibition in paragraph 1.1 does not apply to meat bearing a health mark in accordance with Chapter III of Section I of Annex I to Regulation (EC) No. 854/2004<sup>2</sup> provided that:

- a. the meat is clearly identified, and has been transported and stored since the date of production separately from meat not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC<sup>3</sup>; and
- b. the meat complies with one of the following conditions:
  - (i) it was obtained before 15 September 2007; or

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<sup>2</sup> OJ No. L139, 30.4.2004, p. 206.

<sup>3</sup> OJ No. L289, 7.11.2007, p 45.

- (ii) it is derived from animals that have been reared for at least 90 days, or since birth if less than 90 days of age, prior to the date of slaughter and which have been slaughtered, or in the case of meat obtained from wild game of species susceptible to foot-and-mouth disease (wild game) killed, outside the areas listed in Annex I and II.

3.2 The prohibition set out in paragraph 1.1 does not apply to fresh meat obtained from cutting plants situated in the areas listed in Annex I under the following conditions:

- a. only fresh meat as described in paragraph 3.1 (b) must be processed in that cutting plant, on the same day.
- b. cleansing and disinfection must be carried out after the processing of any meat not described in (b);
- c. all meat must bear a health mark in accordance with Chapter III of Section I of Annex I to Regulation (EC) No 854/2004;
- d. the cutting plant must be operated under strict veterinary control; and
- e. the fresh meat must be clearly identified, and transported and stored separately from meat which is not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC.

3.3 Meat imported into England from Cyprus must be accompanied by an official certificate, which must bear the following words:

'Meat conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

#### **4. Meat products that can be imported**

4.1 The prohibition in paragraph 1.1 does not apply to meat products bearing a health mark in accordance with Chapter III of Section I of Annex I to Regulation (EC) No. 854/2004 provided that the meat products:

- a. are clearly identified and have been transported and stored since the date of production separately from meat products not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC; and
- b. comply with one of the following conditions:
  - (i) they are made from meats described in regulation 3.2 (b); or

- (ii) they have undergone at least one of the relevant treatments laid down for foot-and-mouth disease in Part 1 of Annex III to Directive 2002/99/EC<sup>4</sup>.

4.2 Meat products imported into England from Cyprus must be accompanied by an official certification which must bear the following words:

'Meat products, including stomachs, bladders and intestines, conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

4.3 By way of derogation from paragraph 4.2 it shall be sufficient, in the case of meat products which comply with the requirements of paragraph 4.1 and have been processed in an establishment operating Hazard Analysis and Critical Control Points (HACCP) and an auditable standard operating procedure which ensures that standards for treatment are met and recorded, that compliance with the conditions required for the treatment laid down in point 4.1 (b)(ii) above, is stated in the commercial document accompanying the consignment, endorsed in accordance with the requirements of paragraph 10.

4.4 By way of derogation from paragraph 4.2 it shall be sufficient, in the case of meat products heat treated in accordance with point 4.1 (b)(ii) above, in hermetically sealed containers so as to ensure that they are shelf stable, to be accompanied by a commercial document stating the heat treatment applied.

## **5. Milk that can be imported**

5.1 The prohibition in paragraph 1.1 does not apply to milk from the areas listed in Annex I which has been subjected to a treatment in accordance with:

- a. Part A of Annex IX to Directive 2003/85/EC<sup>5</sup>, if the milk is intended for human consumption; or
- b. Part B of Annex IX to Directive 2003/85/EC, if the milk is not intended for human consumption or is intended for feeding to animals of species susceptible to foot-and-mouth disease.

5.2 The prohibition set out in paragraph 1.1 does not apply to milk prepared in establishments situated in the areas listed in Annex I under the following conditions:

- a. all milk used in the establishment must either conform to the conditions set out in paragraph 5.1 or be obtained from animals reared and milked outside the areas listed in Annex I;

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<sup>4</sup> OJ No. L18, 23.1.2003, p11.

<sup>5</sup> OJ No. L306, 22.11.2003, p. 1.

- b. the establishment must be operated under strict veterinary control;
- c. the milk must be clearly identified, and transported and stored separately from milk and dairy products which are not eligible for export in accordance with Commission Decision 2007/718/EC; and
- d. transport of raw milk from holdings situated outside the areas listed in Annex I to the establishments situated in the areas listed in Annex I must be carried out in vehicles which were cleaned and disinfected prior to operation and had no subsequent contact with holdings in the areas listed in Annex I keeping animals of species susceptible to foot-and-mouth disease.

5.3 Milk imported into England from Cyprus must be accompanied by an official certification which must bear the following words:

'Milk conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

5.4 By way of derogation from paragraph 5.3 it shall be sufficient, in the case of milk which complies with the requirements of paragraph 4.1 and has been processed in an establishment operating HACCP and an auditable standard operating procedure which ensures that standards for treatment are met and recorded, that compliance with those requirements is stated in the commercial document accompanying the consignment, endorsed in accordance with paragraph 10.

5.5 By way of derogation from paragraph 5.3 it shall be sufficient, in the case of milk which complies with the requirements in paragraph 5.1 (a) or (b) and which has been heat treated in hermetically sealed containers so as to ensure that it is shelf stable, to be accompanied by a commercial document stating the heat treatment applied.

## **6. Dairy products that can be imported**

6.1 The prohibition in paragraph 1.1 does not apply to dairy products:

- a. produced before 15 September 2007; or
- b. prepared from milk complying with the provisions in paragraphs 5.1 and 5.2.

6.2 Without prejudice to Chapter II of Section IX of Annex III to Regulation (EC) No 853/2004, the prohibition set out in paragraph 1.1 does not apply to the following dairy products intended for human consumption:

- a. dairy products produced from milk of a controlled pH less than 7.0 and subject to a heat treatment at a temperature of at least 72 °C for at least 15 seconds, on the understanding that such treatment was not

necessary for finished products, the ingredients of which comply with the respective animal health conditions laid down in Articles 2, 3 and 4 of Commission Decision 2007/718/EC; or

- b. dairy products produced from raw milk of bovine, ovine or caprine animals which have been resident for at least 30 days on a holding situated, within an area listed in Annex I, in the centre of a circle of at least 10 km radius in which no outbreak of foot-and-mouth disease has occurred during 30 days prior to the date of production of the raw milk, and subject to a maturation or ripening process of at least 90 days during which the pH is lowered below 6.0 throughout the substance, and the rind of which has been treated with 0,2 % citric acid immediately prior to wrapping or packaging.

6.3 The prohibition set out in paragraph 1.1 does not apply to dairy products prepared in establishments situated in the areas listed in Annex I under the following conditions:

- a. all milk used in the establishment must either comply with the conditions laid down in paragraph 5.1 or be obtained from animals outside the areas listed in Annex I;
- b. all dairy products used in the final products must either comply with the conditions set out in paragraph 6.1 or 6.2 or be made from milk obtained from animals outside the areas listed in Annex I;
- c. the establishment must be operated under strict veterinary control; and
- d. the dairy products must be clearly identified and transported and stored separately from milk and dairy products which are not eligible for export in accordance with Decision 2007/718/EC.

6.4 The prohibition set out in paragraph 1.1 does not apply to dairy products prepared in establishments situated outside the areas listed in Annex I using milk obtained before 15 September 2007, provided that the dairy products are clearly identified and transported and stored separately from dairy products which are not eligible for export outside those areas in accordance with Decision 2007/718/EC.

6.5 Dairy products imported into England from Cyprus must be accompanied by an official certification which must bear the following words:

'Dairy products conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

6.6 By way of derogation from paragraph 6.5 it shall be sufficient, in the case of dairy products which comply with the requirements of paragraph 6.1 and paragraphs 6.2 and 6.3 and have been processed in an establishment operating HACCP and an auditable standard operating procedure which

ensures that standards for treatment are met and recorded, that compliance with those requirements is stated in the commercial document accompanying the consignment, endorsed in accordance with paragraph 10.

6.7 By way of derogation from paragraph 6.5 it shall be sufficient, in the case of dairy products which comply with the requirements of paragraph 6.1 and paragraphs 6.2 and 6.3 and which have been heat treated in hermetically sealed containers so as to ensure that they are shelf stable, to be accompanied by a commercial document stating the heat treatment applied.

## **7. Semen, ova and embryos that can be imported**

7.1 The prohibition in paragraph 1.1 does not apply to

- a. semen, ova and embryos produced before 15 September 2007; or
- b. frozen bovine semen and embryos, frozen porcine semen and frozen ovine and caprine semen and embryos imported in Cyprus in accordance with the conditions laid down in Directives 88/407/EEC<sup>6</sup>, 89/556/EEC<sup>7</sup>, 90/429/EEC<sup>8</sup> or 92/65/EEC<sup>9</sup> respectively, and which since introduction into Cyprus have been stored and transported separately from semen and embryos not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC.

7.2 The health certificate provided for in Directive 88/407/EEC and accompanying frozen bovine semen from Cyprus must bear the following words:

'frozen bovine semen conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

7.3 The health certificate provided for in Directive 90/429/EEC and accompanying frozen porcine semen from Cyprus must bear the following words:

'frozen porcine semen conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

7.4 The health certificate provided for in Directive 89/556/EEC and accompanying bovine embryos from Cyprus must bear the following words:

'bovine embryos conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus'

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<sup>6</sup> OJ No. L194, 22.7.1988, p. 10.

<sup>7</sup> OJ No. L302, 19.10.1989, p. 1.

<sup>8</sup> OJ No. L224, 18.8.1990, p. 62.

<sup>9</sup> OJ No. L268, 14.9.1992, p. 54.

7.5. The health certificate provided for in Directive 92/65/EEC and accompanying frozen ovine and caprine semen from Cyprus must bear the following words:

‘frozen ovine and caprine semen conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus’

7.6. The health certificate provided for in Directive 92/65/EEC and accompanying frozen ovine and caprine embryos from Cyprus must bear the following words:

‘frozen ovine and caprine embryos conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus’

## **8. Hides and skins that can be imported**

8.1 The prohibition in paragraph 1.1 does not apply to hides and skins which:

- a. were produced in Cyprus before 15 September 2007;
- b. comply with the requirements provided for in point (2) (c) or (d) of Part A of Chapter VI of Annex VIII to Regulation (EC) No. 1774/2002<sup>10</sup>; or
- c. were produced outside the areas listed in Annex I in accordance with the conditions laid down in Regulation (EC) No. 1774/2002, and have since introduction into Cyprus been stored and transported separately from hides and skins not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC.

8.2 Treated hides and skins must be separated from untreated hides and skins.

8.3 Hides and skins imported into England from Cyprus must be accompanied by an official certification which must bear the following words:

‘Hides and skins conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot and mouth disease in Cyprus’

8.4 By way of derogation from paragraph 8.3 it shall be sufficient, in the case of hides and skins which comply with the requirements of points 1(b) to (e) of Part A of Chapter VI of Annex VIII to Regulation (EC) No. 1774/2002, to be accompanied by a commercial document stating compliance with those requirements.

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<sup>10</sup> OJ No. L273, 10.10.2002, p. 1.

8.5 By way of derogation from paragraph 8.3 it shall be sufficient, in the case of hides and skins which comply with the requirements of point (2) (c) or (d) of Part A of Chapter VI of Annex VIII to Regulation (EC) No. 1774/2002, that compliance with those requirements is stated in the commercial document accompanying the consignments, endorsed in accordance with paragraph 10.

## **9. Other animal products that can be imported**

9.1 The prohibition set out in the paragraph 1.1 does not apply to:

a. animal products which:

(i) have been subjected to a heat treatment in a hermetically sealed container with a  $F_0$  value of 3 or more, or in which the centre temperature is raised to at least 70 °C; or

(ii) were produced outside the areas listed in Annex I in accordance with the conditions laid down in Regulation (EC) No 1774/2002, and which since introduction into Cyprus have been stored and transported separately from animal products not eligible for export in accordance with Commission Decision 2007/718;

b. blood and blood products as defined in points 4 and 5 of Annex I to Regulation (EC) No 1774/2002 which have been subjected to at least one of the treatments provided for in point 3(a)(ii) of Part A of Chapter IV of Annex VIII to Regulation (EC) No 1774/2002, followed by an effectiveness check, or have been imported in accordance with Part A of Chapter IV of Annex VIII to Regulation (EC) No 1774/2002;

c. lard and rendered fats which have been subject to the heat treatment prescribed in point 2(d)(iv) of Part B of Chapter IV of Annex VII to Regulation (EC) No 1774/2002;

d. animal casings complying with the conditions in Part A of Chapter 2 of Annex I to Directive 92/118/EEC<sup>11</sup> and which have been cleaned, scraped and then either salted, bleached or dried, followed by steps to prevent the recontamination of the casings;

e. sheep wool, ruminant hair and pigs bristles which have undergone factory washing or have been obtained from tanning and unprocessed sheep wool, ruminant hair and pigs bristles which are securely enclosed in packaging and dry;

f. petfood conforming to the requirements of points 2, 3 and 4 of Part B of Chapter II of Annex VIII to Regulation (EC) No 1774/2002;

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<sup>11</sup> OJ No. L62, 15.3.1993, p. 49.

- g. composite products which are not subject to further treatment containing products of animal origin, on the understanding that the treatment was not necessary for finished products, the ingredients of which comply with the respective animal health conditions laid down in Commission Decision 2007/718/EC;
- h. game trophies in accordance with points 1, 3 or 4 of Part A of Chapter VII of Annex VIII to Regulation (EC) No 1774/2002;
- i. packed animal products intended for use as in-vitro diagnostic, laboratory reagents; or
- j. medicinal products as defined in Directive 2001/83/EC<sup>12</sup>, medical devices manufactured utilising animal tissue which is rendered non-viable as referred to in Article 1(5)(g) of Directive 93/42/EC, veterinary medicinal products as defined in Directive 2001/82/EC<sup>13</sup> and investigational medicinal products as defined in Directive 2001/20/EC<sup>14</sup>.

9.2. Other animal products introduced into England from Cyprus must be accompanied by an official certificate which must bear the following words:

‘Animal products conforming to Commission Decision 2007/718/EC of 6 November 2007 concerning certain protection measures against foot-and-mouth disease in Cyprus’.

9.3. By way of derogation from paragraph 9.2 it shall be sufficient, in the case of products referred to in paragraph 9.1 (a) to (d) and (f), that compliance with the conditions for the treatment stated in the commercial document required in accordance with the respective Community legislation is endorsed in accordance with paragraph 10.

9.4. By way of derogation from paragraph 9.2 it shall be sufficient, in the case of products referred to in paragraph 9.1 (e) to be accompanied by a commercial document stating either the factory washing or origin from tanning or compliance with the conditions laid down in points 1 and 4 of Part A of Chapter VIII of Annex VIII to Regulation (EC) No 1774/2002.

9.5. By way of derogation from paragraph 9.2 it shall be sufficient, in the case of products referred to in paragraph 9.1 (g) which have been produced in an establishment operating HACCP and an auditable standard operating procedure which ensures that pre-processed ingredients comply with the respective animal health conditions laid down in this Decision, that this is stated on the commercial document accompanying the consignment, endorsed in accordance with paragraph 10.

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<sup>12</sup> OJ No. L311, 28.11.2001, p. 67.

<sup>13</sup> OJ No. L311, 28.11.2001, p. 1.

<sup>14</sup> OJ No. L121, 1.5.2001, p. 34.

9.6 By way of derogation from paragraph 9.2 it shall be sufficient, in the case of products referred to in paragraph 9.1 (i) and (j), to be accompanied by a commercial document stating that the products are for use as in-vitro diagnostic, laboratory reagents, medicinal products medical devices, provided that the products are clearly labelled 'for in-vitro diagnostic use only' or 'for laboratory use only' or as 'medicinal products' or as 'medical devices'.

9.7 Derogating from the provisions in paragraph 9.2, it shall be sufficient, in the case of composite products that fulfil the conditions set out in Article 6(1) of Commission Decision 2007/275/EC that they are accompanied by a commercial document, which bears the following words:

'These composite products are shelf stable at ambient temperature or have clearly undergone in their manufacture a complete cooking or heat treatment process throughout their substance, so that any raw material is de-natured'.

## **10. Certification**

10.1 Where reference is made to this paragraph, the commercial document required by Community legislation for intra-Community trade for products introduced to England from Cyprus must be endorsed by the attachment of a copy of an official certificate stating that:

- a. the products concerned have been produced:
  - (i) in a production process that has been audited and found in compliance with the appropriate requirements in Community animal health legislation and suitable to destroy the foot-and-mouth disease virus; or
  - (ii) from pre-processed materials which had been certified accordingly; and
- b. provisions are in place to avoid possible re-contamination with the foot-and-mouth disease virus after treatment.

10.2 Such certification of the production process must bear a reference to Commission Decision 2007/718/EC, shall be valid for 30 days, shall state the expiry date and shall be renewable after inspection of the establishment.

10.3 In case of products for retail sale to the final consumer, introduced from Cyprus, consolidated consignments of animal products other than fresh meat, minced meat, mechanically separated meat and meat preparations, each of which is eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC, must be accompanied by a commercial document endorsed by the attachment of a copy of an official veterinary certificate confirming that:

- a. the premises of dispatch have in place a system to ensure that goods can only be dispatched if they are traceable to documentary evidence of compliance Commission Decision 2007/718/EC; and
- b. the system referred to in (a) has been audited and found satisfactory.

10.4 Such certification of the traceability system shall bear a reference to Commission Decision 2007/718/EC, shall be valid for 30 days, shall state the expiry date and shall be renewable only after the establishment had been audited with satisfactory results.

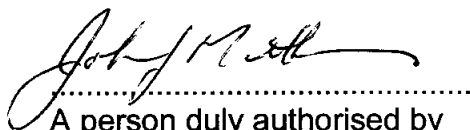
## 11. Certain exempted products

The restrictions laid down in paragraphs 4, 5, 6 and 9 shall not apply to animal products referred to in those regulations introduced from Cyprus if such products were:

- a. not produced in Cyprus and remained in their original packaging indicating the country of origin of the products; or
- b. produced in an approved establishment situated in the areas listed in Annex I from pre-processed products not originating from those areas, which:
  - (i) have, since introduction into the territory of Cyprus, been transported, stored and processed separately from products which are not eligible for export from Cyprus in accordance with Commission Decision 2007/718/EC;
  - (ii) are accompanied by a commercial document or official certificate as required by Commission Decision 2007/718/EC.

This Declaration shall come into force at 1000 hours on 8 November 2007.

Signed at 1000 hours on 8 November 2007 by John Matthews



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

## **Annex I**

Cyprus

## **Annex II**

Cyprus

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### **NOTE**

(This note is not part of the Declaration)

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.

Powers to detain, seize and forfeit goods under the Customs and Excise Management Act 1979 will apply to animals and products brought into England in breach of this Declaration

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