

Statutory Rules of Northern Ireland 1998 No. 310
Fish Health Regulations (Northern Ireland) 1998 - continued

SCHEDULE 4

Regulation 9(1) and (2)

Zones in Northern Ireland - Live Molluscs, Eggs and Gametes

Item	Zone	Live molluscs, eggs and gametes ⁽⁵⁾	Form of movement document	Diseases
(1)	(2)	(3)	(4)	(5)
1.	Northern Ireland	Live farmed molluscs of the species <i>Ostrea edulis</i> , their eggs and gametes	Form C, Form D or Form G	Bonamiosis Marteilosis
2.	Northern Ireland	Live wild molluscs of the species <i>Ostrea edulis</i> , their eggs and gametes	Form C or Form G	Bonamiosis Marteilosis
3.	Northern Ireland	Live farmed molluscs of the species <i>Crassostrea gigas</i> , their eggs and gametes	Form E or Form G Form H	Bonamiosis Marteilosis
4.	Northern Ireland	Live wild molluscs of the species <i>Crassostrea gigas</i> , their eggs and gametes	Form F or Form G Form H	Bonamiosis Marteilosis
5.	Northern Ireland	Live farmed molluscs, their eggs and gametes of species other than the species - <i>Ostrea edulis</i> <i>Crassostrea gigas</i>	Form E or Form G	Bonamiosis Marteilosis
6.	Northern Ireland	Live wild molluscs, their eggs and gametes of species other than the species - <i>Ostrea edulis</i> <i>Crassostrea gigas</i>		

Form F or Form G
*Bonamiosis
Marteilosis*

⁵ The common name of *Ostrea edulis* is flat oyster. The common name of *Crassostrea gigas* is Pacific oyster.

SCHEDULE 5
Regulations 2 and 4

Part I

Requirements for Water Station

- 1. The hygienic properties of the water available for changing must be such as not to alter the health situation of the species transported with regard to the agents of the diseases referred to in Schedule 1.
- 2. These facilities shall contain devices designed to prevent any contamination of the host environment:
 - either by facilitating disinfection of the water, or
 - by ensuring that release of this water does not under any circumstances entail direct discharge into tidal or inland waters.

Regulations 2 and 9

Part II

Requirements for Storage Centre

The storage centre shall treat and disinfect all water which leaves the storage centre so as to prevent any contamination of the host environment.

SCHEDULE 6
Regulation 2

Decisions made under Council Directive 91/67/EEC

Decision	O.J. Reference
Commission Decision 92/528/EEC of 9th November 1992 approving the programmes concerning bonamiosis and marteiliosis submitted by the United Kingdom.	O.J. No. L332, 18.11.1992, p. 25
Commission Decision 92/532/EEC of 19th November 1992 laying down the sampling plans and diagnostic methods for the detection and confirmation of certain fish diseases.	O.J. No. L337,

	21.11.1992, p. 18
Commission Decision 92/538/EEC of 9th November 1992 concerning the status of Great Britain and Northern Ireland with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L347, 28.11.1992, p. 67
Commission Decision 93/22/EEC of 11th December 1992 laying down the model of the movement documents referred to in Article 14 of Council Directive 91/67/EEC.	O.J. No. L16, 25.1.1993, p. 8
Commission Decision 93/39/EEC of 18th December 1992 concerning the status of Guernsey with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L16, 25.1.1993, p. 46
Commission Decision 93/40/EEC of 18th December 1992 concerning the status of the Isle of Man with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L16, 25.1.1993, p. 47
Commission Decision 93/44/EEC of 21st December 1992 approving the programmes concerning spring viraemia of carp submitted by the United Kingdom, and defining the additional guarantees for certain fish species for consignment to Great Britain, Northern Ireland, the Isle of Man and Guernsey.	O.J. No. L16, 25.1.1993, p. 53
Commission Decision 93/55/EEC of 21st December 1992 amending the guarantees for the introduction of molluscs into zones for which a programme for Bonamia ostreae and Marteilia refringens has been approved.	O.J. No. L14, 22.1.1993, p. 24
Commission Decision 93/56/EEC of 21st December 1992 approving the programme concerning bonamiosis and marteiliosis submitted by Ireland.	O.J. No. L14, 22.1.1993, p. 25
Commission Decision 93/57/EEC of 21st December 1992 approving the programme concerning bonamiosis and marteiliosis submitted by the United Kingdom for Jersey.	O.J. No. L14, 22.1.1993, p. 26
Commission Decision 93/58/EEC of 21st December 1992 approving the programme concerning bonamiosis and marteiliosis submitted by the United Kingdom for Guernsey.	O.J. No. L14, 22.1.1993, p. 28
Commission Decision 93/59/EEC of 21st December 1992 approving the programme concerning bonamiosis and marteiliosis submitted by the United Kingdom for the Isle of Man.	O.J. No. L14, 22.1.1993, p. 27
Commission Decision 93/73/EEC of 21st December 1992 concerning the status of Ireland with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L27, 4.2.1993, p. 34
Commission Decision 93/74/EEC of 21st December 1992 concerning the status of Denmark with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L27, 4.2.1993, p.

	35
Commission Decision 93/169/EEC of 19th February 1993 amending Decision 93/55/EEC concerning the guarantees for certain molluscs.	O.J. No. L71, 24.3.1993, p. 16
Commission Decision 94/306/EC of 16th May 1994 laying down the sampling plans and diagnostic methods for the detection and confirmation of certain mollusc diseases.	O.J. No. L133, 28.5.1994, p. 51
Commission Decision 94/450/EC of 24th June 1994 amending Decision 93/74/EEC concerning the status of Denmark with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L187, 22.7.94, p. 8
Commission Decision 94/722/EC of 25th October 1994 approving the programme concerning bonamiosis and marteiliosis submitted by France.	O.J. No. L288, 9.11.94, p. 47
Commission Decision 94/817/EC of 15th December 1994 amending Decision 92/538/EEC concerning the status of Great Britain and Northern Ireland with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L337, 22.12.94, p. 88
Commission Decision 94/862/EC of 20th December 1994 approving the programme concerning infectious haematopoietic necrosis and viral haemorrhagic septicaemia submitted by Spain for the region of Asturias.	O.J. No. L352, 31.12.94, p. 72
Commission Decision 94/865/EC of 20th December 1994 amending Decision 93/44/EEC approving the programmes concerning spring viraemia of carp submitted by the United Kingdom, and defining the additional guarantees of certain fish species for consignment to Great Britain, Northern Ireland, the Isle of Man and Guernsey.	O.J. No. L352, 31.12.94, p. 75
Commission Decision 95/124/EC of 3rd April 1995 establishing the list of approved fish farms in Germany.	O.J. No. L84, 14.4.95, p. 6
Commission Decision 95/125/EC of 4th April 1995 on the status of France as regards infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L84, 14.4.95, p. 8
Commission Decision 95/470/EC of 25th October 1995 establishing the list of approved fish farms in Belgium.	O.J. No. L269, 11.11.95, p. 28
Commission Decision 95/473/EC of 27th October 1995 establishing the list of approved fish farms in France.	O.J. No. L269, 11.11.95, p. 31
Commission Decision 95/479/EC of 7th November 1995 approving the programme of infectious haematopoietic necrosis and viral haemorrhagic septicaemia submitted by Finland.	O.J. No. L275, 18.11.95, p. 23

Commission Decision 95/481/EC of 8th November 1995 amending Decision 95/125/EC on the status of France as regards infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L275, 18.11.95, p. 26
Commission Decision 96/218/EC of 8th March 1996 amending for the second time Decision 93/74/EEC concerning the status of Denmark with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L72, 21.3.96, p. 39
Commission Decision 96/221/EC of 8th March 1996 approving the programme concerning viral haemorrhagic septicaemia for certain geographical zones presented by Denmark.	O.J. No. L74, 22.3.96, p. 42
Commission Decision 96/233/EC of 14th March 1996 establishing the list of approved fish farms in Denmark.	O.J. No. L77, 27.3.96, p. 33
Commission Decision 96/240/EC of 5th February 1996 amending Decision 92/532/EEC laying down the sampling plans and diagnostic methods for the detection and confirmation of certain fish diseases.	O.J. No. L79, 29.3.96, p. 19
Commission Decision 96/265/EC of 1st April 1996 amending Decision 95/124/EC establishing the list of approved fish farms in Germany.	O.J. No. L91, 12.4.96, p. 72
Commission Decision 96/289/EC of 16th April 1996 amending Decision 95/473/EC establishing the list of approved fish farms in France.	O.J. No. L109, 3.5.96, p. 23
Commission Decision 97/185/EC of 28th February 1997 approving the programme of viral haemorrhagic septicaemia submitted by the United Kingdom.	O.J. No. L77, 19.3.97, p. 31
Commission Decision 97/227/EC of 3rd March 1997 amending Decision 95/473/EC establishing the list of approved fish farms in France.	O.J. No. L91, 5.4.97, p. 33
Commission Decision 97/228/EC of 3rd March 1997 amending Decision 95/124/EC establishing the list of approved fish farms in Germany.	O.J. No. L91, 5.4.97, p. 35
Commission Decision 97/234/EC of 3rd March 1997 amending Decision 96/233/EC establishing the list of approved fish farms in Denmark.	O.J. No. L94, 94.4.97, p. 15
Commission Decision 97/804/EC of 21st November 1997 amending Decision 93/73/EEC concerning the status of Ireland with regard to infectious haematopoietic necrosis and viral haemorrhagic septicaemia.	O.J. No. L329, 29.11.97, p. 70

Directives amending Council Directive 91/67/EEC

<i>Directive</i>	<i>O.J. Reference</i>
Council Directive 93/54/EEC of 24th June 1993 amending Directive 91/67/EEC concerning the animal health conditions governing the placing on the market of aquaculture animals and products.	O.J. No. L175, 19.7.93, p. 34
Council Directive 95/22/EC of 22nd June 1995 amending Directive 91/67/EEC concerning the animal health conditions governing the placing on the market of aquaculture animals and products.	O.J. No. L243, 11.10.95, p. 1

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations revoke and re-enact with amendments the Fish Health Regulations (Northern Ireland) 1993 as amended ("the 1993 Regulations"). The Regulations implement in respect of Northern Ireland Council Directive 91/67/EEC (O.J. No. L46, 19.2.91, p. 1) concerning the animal health conditions governing the placing on the market of aquaculture animals and products, as amended, and Council Directive 95/70/EC (O.J. No. L332, 30.12.95, p. 33) introducing minimum Community measures for the control of certain diseases affecting bivalve molluscs, to the extent that they are not implemented by other legislation.

The Regulations -

- (a) prohibit the placing on the market of aquaculture animals and products unless certain requirements relating to their health status are met (regulation 3);
- (b) prohibit the transport of aquaculture animals unless certain requirements relating to the welfare of the aquaculture animals and the prevention of the spread of disease are met (regulation 4);
- (c) prohibit the despatch of aquaculture animals and products unless requirements as to identification of the aquaculture animals and products are met (regulation 5);
- (d) contain certain requirements concerning movement documents for aquaculture animals and products (regulation 6);
- (e) prohibit the introduction into Northern Ireland from elsewhere in the European Community of live fish, eggs and gametes except for tropical fish kept permanently in aquaria (regulation 7 and Schedule 2) and live molluscs, eggs and gametes (regulation 9 and Schedule 4) unless they are accompanied by appropriate movement documents;
- (f) prohibit the introduction into Northern Ireland from elsewhere in the European Community of certain dead fish which have not been eviscerated unless they come from areas of appropriate fish health status (regulation 8 and Schedule 3);
- (g) set out the requirement for quarantine of certain introductions of wild fish, molluscs and crustacea from the deep sea (regulation 10);
- (h) prohibit the export to other parts of the European Community of aquaculture animals and products from

Northern Ireland unless they are accompanied by appropriate movement documents where required pursuant to Council Directive 91/67/EEC (regulation 11);

(i) require the notification of certain diseases (regulation 12 and Schedule 1);

Apart from the implementation of Council Directive 95/70/EC, the main difference between these Regulations and the 1993 Regulations which they replace, is that these Regulations list in Schedule 6 additional Community instruments which either amend Council Directive 91/67/EEC or are made thereunder. They also implement Commission Decision 94/865/EC (O.J. No. L352, 31.12.94, p. 75) amending Decision 93/44/EEC approving the programmes concerning spring viraemia of carp submitted by the United Kingdom and defining the additional guarantees of certain fish species for consignment to Great Britain, Northern Ireland, the Isle of Man and Guernsey and Commission Decision 96/490/EC (O.J. No. L202, 10.8.96, p. 21) on certain protection measures with regard to *Gyrodactylus salaris* in salmonids.

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