

# **Statutory Instruments**

**S.I. No. 356 of 2006**

## **European Communities (Avian Influenza) (Amendment of Regulations) Regulations (No. 2) 2006**

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S.I. No. 356 of 2006

**European Communities (Avian Influenza) (Amendment of Regulations)  
Regulations (No. 2) 2006**

I, Mary Coughlan, Minister for Agriculture and Food, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972), and for the purpose of giving effect to Commission Decision 2006/405/EC<sup>1</sup> of 7 June 2006, hereby make the following regulations -

1. These Regulations may be cited as the European Communities (Avian Influenza) (Amendment of Regulations) Regulations (No. 2) 2006.

2(1) The European Communities (Avian Influenza) (Control on Imports from Romania) Regulations 2006 (S.I No. 71 of 2006) are amended by -

(a) the substitution, for the definition of "Commission Decision" in regulation 2(1), of -

" 'Commission Decision' means Commission Decision 2005/710/EC<sup>2</sup> as amended by Commission Decision 2006/23/EC<sup>3</sup> of 20 January 2006, Commission Decision 2006/24/EC<sup>4</sup> of 20 January 2006, Commission Decision 2006/321/EC<sup>5</sup> of 28 April 2006, Commission Decision 2006/396/EC<sup>6</sup> of 2 June 2006 and Commission Decision 2006/405/EC of 7 June 2006;" and

(a) the substitution, for the definition of "Romania" in regulation 2(1) of-

" 'Romania' means the territory of Romania as described in Part B of the Annex to the Commission Decision;".

(2) The European Communities (Avian Influenza) (Control on Imports from Croatia) Regulations 2005 (S.I No. 691 of 2005) are amended by -

(a) the substitution, for the definition of "Commission Decision" in regulation 2(1), of -

" 'Commission Decision' means Commission Decision means Commission Decision 2005/758/EC<sup>7</sup> as amended

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<sup>1</sup> OJ No L158, 10.06.2006, p14

<sup>2</sup> OJ No. L269. 14.10.2005, p 42

<sup>3</sup> OJ No. L17, 21.01.2006, p 27

<sup>4</sup> OJ No L17, 21.01.2006, p30

<sup>5</sup> OJ No L118, 03.05.2006, p18

<sup>6</sup> OJ No. L152, 07.06.2006, p 36

<sup>7</sup> OJ No. L285, 28.10.2005, p50

by Commission Decision 2006/11/EC<sup>8</sup>, Commission Decision 2006/256/EC<sup>9</sup>, Commission Decision 2006/321/EC<sup>10</sup> and Commission Decision 2006/405/EC of 7 June 2006;" , and

(b) the substitution, for the definition of "Croatia" in regulation 2(1) of-

" 'Croatia' means part of the territory of Croatia as described in the Annex to the Commission Decision;" .

(3) The European Communities (Avian Influenza) (Control on Movement of Pet Birds) Regulations 2005 (S.I. No. 708 of 2005) are amended by the substitution, for the definition of "Commission Decision" in regulation 2(1), of -

" 'Commission Decision' means Commission Decision means Commission Decision 2005/759/EC<sup>11</sup> of 27 October 2005 and the corrigenda to Commission Decision 2005/759/EC of 5 November 2005 as amended by Commission Decision 2005/862/EC<sup>12</sup> of 30 November 2005, Commission Decision 2006/79/EC<sup>13</sup> of 31 January 2006 and Commission Decision 2006/405/EC of 7 June 2006;" .

(4) The European Communities (Avian Influenza) (Control on Imports of Pet Birds) Regulations 2005 (S.I. No. 709 of 2005) are amended by the substitution, for the definition of "Commission Decision" in regulation 2(1), of -

" 'Commission Decision' means Commission Decision 2005/760/EC<sup>14</sup> as amended by Commission Decision 2005/862/EC of 30 November 2005, Commission Decision 2006/79/EC of 31 January 2006 and Commission Decision 2006/405/EC of 7 June 2006;" .

(5) The European Communities (Avian Influenza) (Control on Imports from Bulgaria) Regulations 2006 (S.I. No. 217 of 2006) are amended by –

(a) the substitution, for the definition of "Commission Decision" in regulation 2(1), of -

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<sup>8</sup> OJ No. L7, 12.01.2006, p 29

<sup>9</sup> OJ No L92, 30.03.2006, p15

<sup>10</sup> OJ No. L118, 03.05.2006, P18

<sup>11</sup> OJ No L291, 5.11.2005, p48

<sup>12</sup> OJ No L317, 3.12.2005, p19

<sup>13</sup> OJ No. L36, 8.2.2006, p48

<sup>14</sup> OJ No L285, 28.10.2005, p60

" 'Commission Decision' means Commission Decision 2006/247/EC<sup>15</sup> of 27 March 2006 as amended by Commission Decision 2006/405/EC of 7 June 2006;", and

(b) Regulation 3(1) is amended by substituting “part B” for “part A” in each place where it occurs.

(6) The European Communities (Avian Influenza) (Control on Imports from Switzerland) Regulations 2006 (S.I. No. 228 of 2006) are amended by the substitution, for the definition of “Commission Decision” in regulation 2(1), of -

" 'Commission Decision' means Commission Decision 2006/265/EC<sup>16</sup> of 31 March 2006 as amended by Commission Decision 2006/405/EC of 7 June 2006;".

**GIVEN** under my Official Seal,

21<sup>st</sup> June 2006

Mary Coughlan  
Minister for Agriculture and Food

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<sup>15</sup> OJ No. L89, 28.03.2006, p52

<sup>16</sup> OJ No. L95, 04.04.2006, p9

## **EXPLANATORY NOTE**

*(This note is not part of the instrument and does not purport to be a legal interpretation.)*

These Regulations give effect to Commission Decision 2006/405/EC of 7 June 2006 and amends and extends the period of application of National Regulations (S.I No.71 of 2006, S.I No. 691 of 2005, S.I. No. 708 of 2005, S.I. No. 709 of 2005, S.I. No. 217 of 2006 and S.I. No. 228 of 2006) implementing EU Safeguard Decisions controlling imports as a result of Avian Influenza.