

Reference: TARP REG 25/073/S

**THE TRADE IN ANIMAL AND RELATED PRODUCTS (SCOTLAND)
REGULATIONS 2012 (SSI 2012/177)**

DECLARATION UNDER REGULATION 25

Whereas Food Standards Scotland has reasonable grounds to suspect that there is a viral contamination of the water of the production areas for bivalve molluscs in Peru;

Whereas this is liable to present a serious threat to human health;

Whereas on 12 November 2008 the Commission of the European Communities adopted Commission Decision 2008/866/EC on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption (OJ No. L307, 18.11.2008, p.9);

Whereas on 30 November 2009 the Commission of the European Communities adopted Commission Decision 2009/862/EC amending Decision 2008/866/EC as regards its period of application (OJ No. L314, 1.12.2009, p.90);

Whereas on 22 October 2010 the European Commission adopted Commission Decision 2010/641/EU amending Decision 2008/866/EC as regards its period of application (OJ No. L280, 26.10.2010, p.59);

Whereas on 3 November 2011 the European Commission adopted Commission Implementing Decision 2011/723/EU amending Decision 2008/866/EC on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L288, 5.11.2011, p.26);

Whereas on 23 November 2012 the European Commission adopted Commission Implementing Decision 2012/729/EU amending Decision 2008/866/EC on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L327, 27.11.2012, p.56);

Whereas on 31 October 2013 the European Commission adopted Commission Implementing Decision 2013/636/EU amending Decision 2008/866/EC on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L293, 5.11.2013, p.42);

Whereas on 3 December 2014 the European Commission adopted Commission Implementing Decision 2014/874/EU amending Decision 2008/866/EC, on emergency measures suspending imports from Peru of

certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L349, 5.12.2014, p.63);

Whereas on 10 November 2015 the European Commission adopted Commission Implementing Decision (EU) 2015/2022 amending Decision 2008/866/EC, on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L295, 12.11.2015, p.45);

And whereas on 19 October 2017 the European Commission adopted Commission Implementing Decision (EU) 2017/1840 amending Decision 2008/866/EC, on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption, as regards its period of application (OJ No.L261, 11.10.2017, p.24);

Food Standards Scotland declares in accordance with regulation 25 of the Regulations that with effect from the time and date on which this Declaration is signed the introduction into Scotland from Peru of bivalve molluscs intended for human consumption is prohibited subject to the conditions specified in Articles 2, 3 and 4 of Commission Decision 2008/866/EC as last amended by Commission Implementing Decision (EU) 2017/1840.

Declaration TARP REG 25/069/S is revoked with effect from the time and date on which this Declaration is signed.

This Declaration ceases to have effect on 1 November 2018.

Signed by Elspeth Macdonald ^{Aberdeen} at on 12 Oct 2017

Print name ELSPETH MACDONALD

Give details of post held DEPUTY CHIEF EXECUTIVE

For and on behalf of Food Standards Scotland

NOTES

- (1) Any expression used both in this declaration and Commission Decision 2008/866/EC on emergency measures suspending imports from Peru of certain bivalve molluscs intended for human consumption as last amended by Commission Implementing Decision (EU) 2017/1840 has the meaning it bears in that Decision.
- (2) Importation of bivalve molluscs from Peru in contravention of this declaration is a criminal offence, punishable by a fine.