

Reference: POAO Reg 61/038/S

PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS) (SCOTLAND) REGULATIONS 2007 (“the Regulations”)

DECLARATION UNDER REGULATION 61

Whereas the Food Standards Agency has reasonable grounds to suspect that there are serious shortcomings as regards the residue control system in live animals and animal products in India and that nitrofurans and their metabolites are present in crustaceans of aquaculture origin imported from India and intended for human consumption or animal feed;

Whereas the presence of nitrofurans and their metabolites in crustaceans of aquaculture origin intended for human consumption is likely to present a serious risk to public health;

Whereas on 30 September 2009, following the identification of such shortcomings and the detection of the presence of nitrofurans and their metabolites in crustaceans of aquaculture origin imported from India and intended for human consumption or animal feed, the Commission of the European Communities adopted Commission Decision 2009/727/EC on emergency measures applicable to crustaceans imported from India and intended for human consumption or animal feed (OJ No. L258, 1.10.2009, p.31);

Whereas on 8 July 2010, the Commission of the European Union adopted Commission Decision 2010/381/EU on emergency measures applicable to consignments of aquaculture products imported from India and intended for human consumption (OJ No. L174, 9.7.2010, p.51) (“the Commission Decision”) which revoked Commission Decision 2009/727/EC;

The Food Standards Agency declares in accordance with regulation 61 of the Regulations

With effect from 10 July 2010, the bringing into Scotland of consignments of crustaceans of aquaculture origin from India and intended for human consumption is permitted subject to the conditions specified in Articles 2, 4 and 6 of the Commission Decision.

Declaration POAO 61/017 is revoked with effect from 10 July 2010.

Signed by  at on 14 July 2010

Print name: CHARLES MILNE

Give details of post held..... Director.....
For and on behalf of the Food Standards Agency in Scotland

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- (1) Any expression used both in this declaration and the Commission Decision has the meaning it bears in that Decision.
- (2) Bringing consignments of crustaceans of aquaculture origin intended for human consumption into Scotland from India in contravention of this declaration is an offence, punishable by a fine or with imprisonment or both.