

Reference: TARP REG 25/075/S

## **THE TRADE IN ANIMALS AND RELATED PRODUCTS (SCOTLAND) REGULATIONS 2012 (SSI 2012/177) (the “Regulations”)**

### **DECLARATION UNDER REGULATION 25**

Whereas Food Standards Scotland has reasonable grounds to suspect that, due to shortcomings of analyses in official laboratories, it cannot be reliably guaranteed that European Union health standards are being met for all bivalve molluscs exported to the EU from Turkey;

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

Whereas on 31st July 2013 the Commission of the European Union adopted Commission Implementing Regulation (EU) No. 743/2013 (OJ No. L 205, 1.8.2013, p.1) imposing special conditions governing the import of live, chilled, frozen and processed bivalve molluscs for human consumption and originating in Turkey;

Whereas on 1st August 2014 the Commission of the European Union adopted Commission Implementing Regulation (EU) No. 840/2014 (OJ No. L 231, 2.8.2014, p. 3) amending Implementing Regulation (EU) No. 743/2013 introducing protective measures on imports of bivalve molluscs from Turkey intended for human consumption, as regards its period of application;

Whereas on 23rd July 2015 the Commission of the European Union adopted Commission Implementing Regulation (EU) 2015/1205 (OJ No. L 196, 24.7.2015, p. 2) amending Implementing Regulation (EU) No. 743/2013 introducing protective measures on imports of bivalve molluscs from Turkey intended for human consumption, as regards its period of application;

Whereas on 25<sup>th</sup> January 2017 the Commission of the European Union adopted Commission Implementing Regulation (EU) 2017/129 (OJ No. L 21, 26.1.2017, p. 99) amending Implementing Regulation (EU) No. 743/2013 introducing protective measures on imports of bivalve molluscs from Turkey intended for human consumption, as regards its period of application;

And whereas on 18<sup>th</sup> December 2017 the Commission of the European Union adopted Commission Implementing Regulation (EU) 2017/2369 (OJ No. L 337, 19.12.2017, p.26) amending Implementing Regulation (EU) No 743/2013 introducing protective measures on imports of bivalve molluscs from Turkey intended for human consumption, as regards its period of application.

**Food Standards Scotland declares** in accordance with regulation 25 of the Regulations that with effect from 4<sup>th</sup> August 2013 the importation into Scotland of —

(a) live or chilled bivalve molluscs originating in Turkey is prohibited; and

(b) frozen and processed bivalve molluscs originating in Turkey is prohibited other than in accordance with Article 3 and 4 of Commission Implementing Regulation (EU) No. 743/2013.

This declaration ceases to have effect on 31st December 2021.

Signed by: Elspeth Macdonald at FSS on 29 December 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 in both this declaration and Commission Implementing Regulation (EU) No. 743/2013 has the same meaning as it bears in that Regulation.
2. The importation into Scotland of bivalve molluscs originating in Turkey in contravention of this declaration is an offence, punishable by a fine or with imprisonment or both.