

Reference: POAO REG 61/034

**THE PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS)
(ENGLAND) REGULATIONS 2006 ("the Regulations")**

DECLARATION UNDER REGULATION 61

Whereas the Food Standards Agency 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 public 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);

The Food Standards Agency declares in accordance with regulation 61 of the Regulations that with effect from 12 December 2009 the importation into England 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 amended by Commission Decision 2009/862/EC.

Declaration POAO REG 61/030 is revoked with effect from 12 December 2009.

This Declaration ceases to have effect on 1 December 2010.

Signed by Sarah Appleby on 11th December 2009

Print name SARAH APPLEBY

Give details of post held HEAD OF DIVISION, IDD

For and on behalf of the Food Standards Agency

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 amended by Commission Decision 2009/862/EC 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 or with imprisonment or both.