

**L.N. 268 of 2010**

**MALTA VETERINARY SERVICES ACT  
(CAP. 437)**

**Zootechnical and Genealogical Conditions applicable to  
Imports from Third Countries of Animals, their Semen,  
Ova and Embryos (Amendment) Regulations, 2010**

IN EXERCISE of the powers conferred by article 34(g) of the Veterinary Services Act, the Minister for Resources and Rural Affairs has made the following regulations:-

Title.

**1.** The title of these regulations is the Zootechnical and Genealogical Conditions applicable to Imports from Third Countries of Animals, their Semen, Ova and Embryos (Amendment) Regulations, 2010 and they shall be read and construed as one with the Zootechnical and Genealogical Conditions applicable to Imports from Third Countries of Animals, their Semen, Ova and Embryos Regulations, 2003 hereinafter referred to as “the principal regulations”.

L.N. 292 of 2003.

Amends regulation 2 of the principal regulations.

**2.** Sub-regulation (1) of regulation 2 of the principal regulations shall be amended as follows:-

(a) immediately before the definition “Authorities” there shall be inserted the following new definition:

“ “the Act” means the Veterinary Services Act;”;

(b) immediately after the definition “Authorities” there shall be inserted the following new definition:

“ “the Commission” means the Commission of the European Union;

(c) immediately after the new definition “the Commission” there shall be inserted the following new definition:

“ “the Community” means the European Community as established under the Treaty establishing the European Community;”;

(d) immediately after the new definition “the Community” there shall be inserted the following new definition:

“ “the competent Authority” means the Veterinary Services Authority of Malta as established by the Act;”;

(e) immediately after the new definition “the competent Authority” there shall be inserted the following new definition:

“ “Member State” means a state which is a member of the European Union;”;

(f) immediately after the new definition “Member State” there shall be inserted the following new definition:

“ “third country” means a country which is not a member state of the European Union;” and

(g) immediately after the new definition “third country” there shall be inserted the following new definition:

“ “trade” means trade between Member States or between a third country and a Member State in animals and their products, a business or occupation to make profit or gain, particularly in wholesale or retail sales and includes dealings in a particular business activity.”;

(h) the definition “trading partner” shall be deleted.

**3.** Regulation 3 of the principal regulations shall be amended as follows:-

Amends  
regulation 3  
of the principal  
regulations.

(a) for the marginal note and sub-regulation (1) thereof there shall be substituted the following:

“List of bodies  
concerning  
species or  
races.

3. (1) For the purpose of these regulations, a list of bodies in respect of the species or races concerned which has been approved by the competent Authority of the third country shall be communicated

to the Commission. The approval of a body shall be immediately suspended or withdrawn by the competent Authority of the third country where it no longer complies with the conditions referred to in sub-regulation (2)(a) hereof, and the Commission shall be immediately informed thereof.”;

(b) paragraph (a) of sub-regulation (2) thereof shall be deleted and paragraphs (b), (c) and (d) of this sub-regulation shall be renumbered as (a), (b) and (c) respectively;

(c) sub-regulation (3) thereof shall be deleted and sub-regulation (4) thereof shall be renumbered as sub-regulation (3) thereof; and

(d) in sub-regulation (3) as renumbered, for the words “sub-regulation (2)(d)” there shall be substituted the words “sub-regulation (2)(c)”.

Amends  
regulation 9 of the  
principal regulations.

**4.** Regulation 9 of the principal regulations shall be renumbered as sub-regulation (1) thereof and immediately after sub-regulation (1) as renumbered there shall be added the following new sub-regulation:-

“(2) Where any serious infringement to the provisions in sub-regulation (2)(a) of regulations 3 of these regulations so warrants, in particular in the light of findings in relation to on-the-spot checks, measures may be adopted to suspend the import of animals, semen, ova and embryos in accordance with the procedure laid down in accordance with article 34 (g) of the Act”.

