



STATUTORY INSTRUMENTS.

S.I. No. 327 of 2018

EUROPEAN COMMUNITIES (OFFICIAL CONTROLS ON THE
IMPORT OF FOOD OF NON-ANIMAL ORIGIN) (AMENDMENT) (NO.
2) REGULATIONS 2018

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I, SIMON HARRIS, Minister for Health, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving partial effect to Commission Implementing Regulation (EU) 2018/941 of 2 July 2018¹, hereby make the following regulations:

1. These Regulations may be cited as the European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) (No. 2) Regulations 2018.

2. Regulation 2(1) of the European Communities (Official Controls on the Import of Food of Non-Animal Origin) Regulations 2010 (S.I. No. 391 of 2010) is amended—

- (a) by substituting for the definition of “designated point of entry (DPE)” (as amended by the European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) (No. 2) Regulations 2013 (S.I. No. 178 of 2013)) the following:

“‘designated point of entry (DPE)’ means a particular point of entry designated by the State pursuant to Article 17 of EC Regulation 882/2004, and listed on the website www.fsai.ie for the purposes of importation of a product listed in Annex I to EC Regulation 669/2009; in the case of consignments entering the European Economic Area by sea or by air transport from a third country, which are unloaded for the purposes of being loaded on respectively another vessel or aircraft in the same port or airport for onward travel to another port or airport in one of the territories referred to in Annex I to EC Regulation 882/2004, the designated point of entry shall be the latter port or airport;”

- (b) by substituting for the definition of “EC Regulation 669/2009” (inserted by the European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) Regulations 2018 (S.I. No. 3 of 2018)) the following:

“‘EC Regulation 669/2009’ means Commission Regulation (EC) No. 669/2009 of 24 July 2009², as amended by Commission

¹OJ No. L 166, 3.7.2018, p. 7.

²OJ No. L 194, 25.7.2009, p. 11.

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 17th August, 2018.*

Regulation (EU) No. 212/2010 of 12 March 2010³, Commission Implementing Regulation (EU) No. 323/2014 of 28 March 2014⁴, Commission Implementing Regulation (EU) No. 718/2014 of 27 June 2014⁵, Commission Implementing Regulation (EU) 2016/1024 of 24 June 2016⁶ and Commission Implementing Regulation (EU) 2018/941 of 2 July 2018¹,” and

- (c) by substituting for the definition of “EC Regulation 882/2004” the following:

“‘EC Regulation 882/2004’ means Commission Regulation (EC) No. 882/2004 of the European Parliament and of the Council of 29 April 2004⁷ as affected by the Corrigendum to Regulation (EC) No. 882/2004 of 28 May 2004⁸ and as amended by Council Regulation (EC) No. 1029/2008 of 20 October 2008⁹, Regulation (EC) No. 596/2009 of the European Parliament and of the Council of 18 June 2009¹⁰, Commission Regulation (EU) No. 208/2011 of 2 March 2011¹¹, Commission Regulation (EU) No. 880/2011 of 2 September 2011¹², Commission Regulation (EU) No. 563/2012 of 27 June 2012¹³, Council Regulation (EU) No. 517/2013 of 13 May 2013¹⁴, Regulation (EU) No. 652/2014 of the European Parliament and of the Council of 15 May 2014¹⁵, Commission Regulation (EU) 2017/140 of 26 January 2017¹⁶, Commission Regulation (EU) 2017/212 of 7 February 2017¹⁷, Commission Regulation (EU) 2017/1389 of 26 July 2017¹⁸, Commission Regulation (EU) 2017/2460 of 30 October 2017¹⁹, Commission Regulation (EU) 2018/192 of 8 February 2018²⁰, Commission Regulation (EU) 2018/455 of 16 March 2018²¹,”.

³OJ No. L 65, 13.3.2010, p. 16.

⁴OJ No. L 95, 29.3.2014, p. 12.

⁵OJ No. L 190, 28.6.2014, p. 55.

⁶OJ No. L 168, 25.6.2016, p. 1.

⁷OJ No. L 165, 30.4.2004, p. 1.

⁸OJ No. L 191, 28.5.2004, p. 1.

⁹OJ No. L 278, 21.10.2008, p. 6.

¹⁰OJ No. L 188, 18.7.2009, p. 14.

¹¹OJ No. L 58, 3.3.2011, p. 29.

¹²OJ No. L 228, 3.9.2011, p. 8.

¹³OJ No. L 168, 28.6.2012, p. 24.

¹⁴OJ No. L 158, 10.6.2013, p. 1.

¹⁵OJ No. L 189, 27.6.2014, p. 1.

¹⁶OJ No. L 22, 27.1.2017, p. 10.

¹⁷OJ No. L 33, 8.2.2017, p. 27.

¹⁸OJ No. L 195, 27.7.2017, p. 9.

¹⁹OJ No. L 348, 29.12.2017, p. 34.

²⁰OJ No. L 36, 9.2.2018, p. 15.

²¹OJ No. L 77, 20.3.2018, p. 4.

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3. The European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) Regulations 2018 are revoked.



GIVEN under my Official Seal,
13 August 2018.

SIMON HARRIS,
Minister for Health.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation).

These Regulations give partial effect to Commission Implementing Regulation (EU) 2018/941 of 2 July 2018 amending Regulation (EC) No. 669/2009 as regards the increased level of official controls on imports of certain food of non-animal origin.

These Regulations amend the European Communities (Official Controls on the Import of Food of Non-Animal Origin) Regulations 2010 (S.I. No. 391 of 2010) in the manner specified in these Regulations.

These Regulations revoke the European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) Regulations 2018 (S.I. No. 3 of 2018).

These Regulations may be cited as the European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) (No. 2) Regulations 2018.

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