
W E L S H S T A T U T O R Y I N S T R U M E N T S

2013 No. 1241 (W. 133)

ANIMALS, WALES

ANIMAL HEALTH

**The Animal Health (Miscellaneous
Fees) (Wales) Regulations 2013**

<i>Made</i>	- - - -	<i>29 May 2013</i>
<i>Laid before the National Assembly for Wales</i>	- -	<i>31 May 2013</i>
<i>Coming into force</i>	- -	<i>24 June 2013</i>

The Welsh Ministers are designated⁽¹⁾ for the purposes of making Regulations under section 2(2) of the European Communities Act 1972⁽²⁾ (“the 1972 Act”) in relation to the common agricultural policy of the European Union.

These Regulations make provision for a purpose mentioned in section 2(2) of the 1972 Act and it appears to the Welsh Ministers that it is expedient for references to EU instruments in these Regulations to be construed as references to those instruments as amended from time to time.

In accordance with section 56(1) and (2) of the Finance Act 1973⁽³⁾, the Treasury consent to the making of these Regulations.

In accordance with section 10(3)(c) of the Animal Health and Welfare Act 1984⁽⁴⁾, the relevant fees have been approved by the Treasury.

The Welsh Ministers make these Regulations in exercise of the powers conferred by—

- (a) section 2(2) of, and paragraph 1A of Schedule 2⁽⁵⁾ to, the 1972 Act;
- (b) section 56(1) and (2) of the Finance Act 1973⁽⁶⁾;
- (c) section 1 of the Animal Health Act 1981⁽⁷⁾; and

(1) [S.I. 2010/2690](#).

(2) [1972 c.68](#); section 2(2) was amended by the Legislative and Regulatory Reform Act [2006 \(c.51\)](#), section 27(1)(a) and the European Union (Amendment) Act [2008 \(c.7\)](#), section 3(3) and Part 1 of the Schedule.

(3) [1973 c.51](#). The Welsh Ministers may exercise this power by virtue of section 59(5) of the Government of Wales Act [2006 \(c.32\)](#).

(4) [1984 c.40](#).

(5) Paragraph 1A was inserted into Schedule 2 by section 28 of the Legislative and Regulatory Reform Act [2006 \(c.51\)](#).

(6) [1973 c.51](#). The Welsh Ministers may exercise this power by virtue of section 59(5) of the Government of Wales Act [2006 \(c.32\)](#).

(7) [1981 c.22](#). Functions of the Ministers under section 1 of the 1981 Act were transferred, so far as exercisable in relation to Wales, to the National Assembly for Wales, by virtue of [S.I. 1999/672](#). Functions of the Secretary of State were transferred, so far as exercisable in relation to Wales, to the National Assembly for Wales, by virtue of [S.I. 2004/3044](#). Those functions, exercisable in relation to Wales by the National Assembly for Wales are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act [2006 \(c.32\)](#).

- (d) section 10(3)(c) of the Animal Health and Welfare Act 1984⁽⁸⁾.

Title, application and commencement

1.—(1) The title of these Regulations is the Animal Health (Miscellaneous Fees) (Wales) Regulations 2013.

- (2) These Regulations apply in relation to Wales.
(3) These Regulations come into force on 24 June 2013.

Interpretation

2.—(1) In these Regulations—

“veterinary officer” (“*swyddog milfeddygol*”) means a veterinary surgeon employed as such by the Welsh Ministers; and

“veterinary surgeon” (“*milfeddyg*”) means a person registered in the register of veterinary surgeons kept under section 2 of the Veterinary Surgeons Act 1966⁽⁹⁾.

(2) In these Regulations a reference to—

- (a) Regulation (EC) No 2160/2003 of the European Parliament and of the Council of 17 November 2003 on the control of salmonella and other specified food-borne zoonotic agents⁽¹⁰⁾,
(b) Council Directive 90/429/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species⁽¹¹⁾, or
(c) Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs⁽¹²⁾,

is to be construed as a reference to that instrument as amended from time to time.

Refund of Fees

3. If any application for which a fee is payable under or by virtue of these Regulations is withdrawn before determination of the application, the Welsh Ministers must refund to the applicant such proportion of any fee paid in respect of that application as the Welsh Ministers think fit, having regard to any reasonable costs incurred by the Welsh Ministers in connection with the application.

⁽⁸⁾ 1984 c.40; section 10(8) defines the “appropriate Minister” as meaning the Secretary of State in relation to Wales for the purposes of section 10. The functions of the Secretary of State, insofar as they are exercisable in relation to Wales, were transferred to the National Assembly for Wales by virtue of S.I. 1999/672. Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32).

⁽⁹⁾ 1966 c.36. Section 2 has been amended by S.I. 2003/2919, article 12, Schedule, paragraph 1 and S.I. 2008/1824, article 2, Schedule, paragraph 2(a) and (b).

⁽¹⁰⁾ OJNo. L 325, 12.12.2003, p.1, as last amended by Commission Regulation (EU) No 1086/2011 (OJ No. L 281, 28.10.2011, p.7).

⁽¹¹⁾ OJ No. L 224, 18.8.1990, p.62, as last amended by Commission Implementing Regulation (EU) No 176/2012 (OJ No. L 61, 2.3.2012, p.1).

⁽¹²⁾ OJ No. L 343, 22.12.2009, p.74, as last amended by Commission Implementing Decision 2011/879/EU (OJ No. L 343, 23.12.2011, p.105).

Salmonella national control programmes (zoonoses): amendment and fees

4.—(1) The Control of Salmonella in Poultry (Wales) Order 2008⁽¹³⁾ is amended as follows.

(2) In article 2 (interpretation), in the appropriate place in the alphabetical order insert the following definitions—

““Commission Regulation (EU) No 200/2010” (“*Rheoliad y Comisiwn (EU) Rhif 200/2010*”) means Commission Regulation (EU) No 200/2010 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of *Salmonella* serotypes in adult breeding flocks of *Gallus gallus*⁽¹⁴⁾;

“Commission Regulation (EU) No 517/2011” (“*Rheoliad y Comisiwn (EU) Rhif 517/2011*”) means Commission Regulation (EU) No 517/2011 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of certain *Salmonella* serotypes in laying hens of *Gallus gallus* and amending Regulation (EC) No 2160/2003 and Commission Regulation (EU) No 200/2010⁽¹⁵⁾”.

(3) In article 3 (competent authority), for paragraphs (a) and (b) (but not the “and” at the end) substitute—

- “(a) Commission Regulation (EU) No 200/2010;
- (b) Commission Regulation (EU) No 517/2011”.

(4) In the Schedule—

(a) in paragraph 8 (method of sampling during the laying period)—

- (i) for “Commission Regulation (EC) No 1003/2005” substitute “Commission Regulation (EU) No 200/2010”, and
- (ii) for “Commission Regulation (EC) No 1168/2006” substitute “Commission Regulation (EU) No 517/2011”; and

(b) in paragraph 12 (duties on the person in charge of a laboratory)—

- (i) in sub-paragraph (3)(a), for “3.1.2 of the Annex to Commission Regulation (EC) No 1003/2005” substitute “3.1.3 of the Annex to Commission Regulation (EU) No 200/2010”,
- (ii) in sub-paragraph (3)(b), for “3.1.3” substitute “3.1.4”, and
- (iii) in sub-paragraph (4)(a), for “Commission Regulation (EC) No 1168/2006” substitute “Commission Regulation (EU) No 517/2011”.

5.—(1) Schedule 1 sets out the fees payable for activities conducted by the Welsh Ministers in relation to the control of *Salmonella* in accordance with the relevant National Control Programme⁽¹⁶⁾ established by or under Regulation (EC) No 2160/2003 of the European Parliament and of the Council⁽¹⁷⁾.

(2) In Schedule 1—

- (a) the fees payable by the person in charge of a poultry holding for the activities specified in column 1 of Table 1 are specified in the corresponding entries in column 2 of that Table;

⁽¹³⁾ S.I. 2008/524 (W.50).

⁽¹⁴⁾ OJ No. L 61, 11.3.2010, p.1, amended by Commission Regulation (EU) No. 517/2011 (OJ No. L 138, 26.5.2011, p.45).

⁽¹⁵⁾ OJ No. L 138, 26.5.2011, p.45.

⁽¹⁶⁾ There are salmonella national control programmes for laying chickens producing eggs for human consumption, breeding chickens, broiler chickens and turkeys that are designed to reduce the prevalence of different types of salmonella that are of public health significance in line with EU targets.

⁽¹⁷⁾ OJ No. L 325, 12.12.2003, p.1, as last amended by Commission Regulation (EU) No 1086/2011 (OJ No. L 281, 28.10.2011, p.7).

- (b) the fees payable by the operator of a laboratory for activities specified in column 1 of Table 2 are specified in the corresponding entries in column 2 of that Table; and
- (c) the fees payable by the person in charge of poultry flocks for the activities specified in column 1 of Table 3 are specified in the corresponding entries in column 2 of that Table.

Poultry Health Scheme: fees

6. The following fees are specified in Schedule 2 for activities conducted by the Welsh Ministers in relation to the poultry health scheme⁽¹⁸⁾ established under Articles 2 and 6 of, and Annex II to, Council Directive 2009/158/EC and implemented by paragraph 4 of Schedule 2 to the Trade in Animals and Related Products (Wales) Regulations 2011⁽¹⁹⁾—

- (a) Table 1 sets out the fees payable by applicants for approval and registration activities specified in column 1 of that Table in the corresponding entries in column 2 of that Table; and
- (b) Table 2 sets out the fees payable by the operator of a laboratory for activities specified in column 1 of that Table in the corresponding entries in column 2 of that Table.

Bovine semen: fees

7.—(1) The Bovine Semen (Wales) Regulations 2008⁽²⁰⁾ (“the 2008 Regulations”) are amended in accordance with paragraphs (2) and (3).

(2) For regulation 41 substitute—

“41. The fees payable to the Welsh Ministers are as provided by regulation 7(4) of the Animal Health (Miscellaneous Fees) (Wales) Regulations 2013.”

(3) Omit regulation 42.

(4) The fees specified in column 2 of Schedule 3 to these Regulations are payable for the activities specified in column 1 of that Schedule and the words and expressions used in that Schedule and the 2008 Regulations have the same meanings as in the 2008 Regulations.

Porcine semen: fees

8.—(1) Schedule 4 sets out the fees payable to the Welsh Ministers in connection with the issue of licences or approvals and tests and examinations carried out under—

- (a) the Artificial Insemination of Pigs (England and Wales) Regulations 1964⁽²¹⁾ (“the 1964 Regulations”); or
- (b) the Artificial Insemination of Pigs (EEC) Regulations 1992⁽²²⁾ (“the 1992 Regulations”).

(2) The fees payable by the applicant or holder of the licence or approval for activities specified in column 1 of the Table in Schedule 4 are specified in the corresponding entries in column 2 of that Table.

(3) In Schedule 4 “artificial insemination centre” (“*canolfan ffrwythloni artiffisial*”) means premises—

- (a) in respect of which a licence is in force under regulation 4(1) of the 1964 Regulations, or

⁽¹⁸⁾ The poultry health scheme offers a system of registration and approval enabling establishments to verify compliance with EU legislation so that they are then eligible to export over 20 chicks or hatching eggs to other EU Member States. Additionally it provides for proficiency tests to be carried out on the laboratories that test samples on behalf of poultry health scheme members.

⁽¹⁹⁾ S.I. 2011/2379 (W.252).

⁽²⁰⁾ S.I. 2008/1040 (W.110).

⁽²¹⁾ S.I. 1964/1172, to which there are amendments not relevant to these Regulations.

⁽²²⁾ S.I. 1992/3161.

- (b) which have been approved under regulation 2(2) or (3) of the 1992 Regulations.

Bovine embryo (collection, production and transfer): fees

9.—(1) This regulation and Schedule 5 set out the fees payable to the Welsh Ministers for activities in relation to an application for an approval or a holder of an approval under the Bovine Embryo (Collection, Production and Transfer) Regulations 1995⁽²³⁾ (“the 1995 Regulations”).

(2) In Schedule 5, the fees payable by applicants for, or holders of, approvals under the 1995 Regulations for activities specified in column 1 of the Table are specified in the corresponding entries in column 2 of that Table.

Checking consignments of live animals at border inspection posts: fees

10.—(1) The fees specified in this regulation and Schedule 6 are payable where inspections are carried out at border inspection posts of consignments of live animals from a third country in accordance with regulation 15 (procedure on importation) of the Trade in Animals and Related Products (Wales) Regulations 2011⁽²⁴⁾.

(2) The fees payable in respect of the inspection of a consignment of live animals specified in column 1 of the Table in Schedule 6 are specified in the corresponding entry in column 2 of that Table.

(3) Paragraph (4) applies where the inspection of any live animal at a border inspection post is undertaken (whether in whole or in part)—

- (a) during a weekend;
- (b) after 17:00 hours but before 08:30 hours on a weekday; or
- (c) during a public holiday.

(4) Where this paragraph applies, a fee of £80 is payable for every load subject to inspection (in addition to any fee payable under Schedule 6).

(5) In this regulation and Schedule 6—

- (a) “border inspection post” (“*arolygfa ffin*”) means a port or airport approved as such by the European Commission⁽²⁵⁾;
- (b) “consignment” (“*llwyth*”) means a quantity of animals of the same species, covered by the same veterinary certificate or document;
- (c) “load” (“*cyflenwad*”) means one or more consignments of animals from the same country of origin that have arrived on the same means of transport and presented by a person responsible for their importation for checking at the border inspection post at the same time;
- (d) “public holiday” (“*gwyl gyhoeddus*”) means Christmas Day, Good Friday or a bank holiday in Wales under the Banking and Financial Dealings Act 1971⁽²⁶⁾; and
- (e) “third country” (“*trydedd wlad*”) means a country other than a member State.

Revocations

11. The following are revoked—

⁽²³⁾ S.I. 1995/2478 to which there are amendments not relevant to these Regulations.

⁽²⁴⁾ S.I. 2011/2379 (W.252).

⁽²⁵⁾ The European Commission periodically publishes lists of border inspection posts. The list of approved border inspection posts is laid down in Commission Decision 2009/821/EC (OJ No. L 296, 12.11.2009, p.1) as last amended by Commission Implementing Decision 2012/762/EU (OJ No. L 336, 8.12.2012, p.94).

⁽²⁶⁾ 1971 c.80. There are amendments to this Act which are not relevant to these Regulations.

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- (a) the Artificial Insemination (Cattle and Pigs) (Fees) Regulations 1987(27);
- (b) the Bovine Embryo (Collection, Production and Transfer) (Fees) Regulations 1995(28);
- (c) the Animals (Third Country Imports) (Charges) Regulations 1997(29);
- (d) the Zoonoses and Animal By-Products (Fees) (Wales) Regulations 2008(30); and
- (e) the Poultry Health Scheme (Fees) (Wales) Regulations 2011(31).

29th May 2013

Alun Davies
Minister for Natural Resources and Food, one of
the Welsh Ministers

We consent

20 May 2013

Mark Lancaster
Robert Goodwill
Two of the Lords Commissioners of Her
Majesty's Treasury

(27) S.I. 1987/390.
(28) S.I. 1995/2479.
(29) S.I. 1997/639.
(30) S.I. 2008/2716 (W.245).
(31) S.I. 2011/2378 (W.251).

SCHEDULE 1

Regulation 5

Salmonella national control programmes (zoonoses): fees

Table 1

payable by the person in charge of a chicken or turkey holding from which an official sample is taken, processed and examined	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Time spent in obtaining an official control sample for examination in a laboratory (in addition to the fees specified below)	23 per half hour or part half hour spent
Taking an official control sample from a chicken laying flock	60
Taking an official control sample from a chicken breeding flock	96
Taking an official control sample from a chicken broiler flock	89
Taking an official control sample from turkey fattening and breeding flocks	87
Examination of an official control sample in a laboratory	15 per sample examined

Table 2

Fees payable by the operator of a laboratory		
<i>Column 1</i>	<i>Column 2</i>	
<i>Activity</i>	<i>Fee (£)</i>	
Processing an application for an initial laboratory approval or an annual renewal of laboratory approval	43	
Conducting inspections and quality assurance based upon the number of tests for which the laboratory is approved	one test	642
	two tests	661
	three tests	681
	four tests	700
Conducting collaborative testing for salmonella as required to obtain and maintain approval as a testing laboratory	37 per test	

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Table 3

Fees payable by the person in charge of poultry flocks for conducting tests under point 4(b) of Part D of Annex II of Regulation (EC) No 2160/2003	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Conducting tests on seven dust and faecal samples taken from each flock	15 per sample tested
Conducting bacteriological sampling and testing of the caeca and oviducts of 300 birds from each flock	3,560
Conducting bacteriological sampling and testing of the shell and the content of 4,000 eggs from each flock	2,310

SCHEDULE 2

Regulation 6

Poultry health scheme: fees

Table 1

Fees for registration and approval of an establishment for the purposes of the poultry health scheme	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Time spent by a veterinary officer carrying out the licensing or approval activities in this Table (in this Table, the “time fee”), in addition to the fees listed below, unless otherwise specified in column 2 that this time fee does not apply	23 per half hour or part half hour spent
Annual registration as a poultry health scheme member (in this Table a “scheme member”)	61 (time fee does not apply)
Approval for first year approval of scheme member’s flock or hatchery	210
Approval for first year approval of a scheme member’s combined flock and hatchery on one site where the inspection is carried out by a veterinary officer	233
Annual re-approval of a scheme member’s flock or hatchery, where the inspection is carried out by a veterinary surgeon who is not a veterinary officer	74 (time fee does not apply)

Fees for registration and approval of an establishment for the purposes of the poultry health scheme	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Annual re-approval of a scheme member's combined flock and hatchery on one site, where the inspection is carried out by a veterinary surgeon who is not a veterinary officer	78 (time fee does not apply)
Annual re-approval of a scheme member's flock or hatchery, where inspection carried out by a veterinary officer	178
Annual re-approval of a scheme member's combined flock and hatchery on one site, where inspection carried out by a veterinary officer	183

Table 2

Fees payable by the operator of a laboratory in relation to approval for the purpose of the poultry health scheme	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Processing an application for an initial laboratory approval or an annual renewal of a laboratory approval	43
Proficiency test in respect of <i>Salmonella</i> bacteriology (<i>pullorum</i> , <i>gallinarum</i> and <i>arizonae</i>)	131 per test
Proficiency test in respect of <i>Salmonella</i> serology (<i>pullorum</i> and <i>gallinarum</i>)	336 per test
Proficiency test in respect of <i>Mycoplasma</i> chicken serology (<i>gallisepticum</i>)	336 per test
Proficiency test in respect of <i>Mycoplasma</i> culture (<i>gallisepticum</i> and <i>meleagridis</i>)	281 per test
Proficiency test in respect of <i>Mycoplasma</i> turkey serology (<i>gallisepticum</i> and <i>meleagridis</i>)	336 per test

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SCHEDULE 3

Regulation 7(4)

Bovine semen: fees

Fees payable by applicants and operators under the Bovine Semen (Wales) Regulations 2008 (“the 2008 Regulations”)		
<i>Column 1</i>	<i>Column 2</i>	
<i>Activity</i>	<i>Fee (£)</i>	
Time spent carrying out the licensing or approval activities in this Table (in addition to each of the fees listed below)	officer who is not a veterinary officer	12 per half hour or part half hour spent
	veterinary officer	23 per half hour or part half hour spent
Considering an application under regulations 7 and 10 of the 2008 Regulations for approval of a bovine animal for use in domestic collection centres or at unlicensed premises	38	
Considering an application under regulation 7 of the 2008 Regulations for approval of a bovine animal for use in an EU collection centre	Bovine animal aged under 6 months old	187
	Bovine animal aged over 6 months old and in a same sex group	187
	Bovine animal aged over 6 months old and in a mixed sex group	368
Considering an application for a licence to operate an EU quarantine centre under regulation 4 of the 2008 Regulations	114	
Considering an application for a licence to operate an EU collection centre under regulation 4 of the 2008 Regulations	146	
Considering an application for a licence to operate an EU storage centre under regulation 4 of the 2008 Regulations	63	
Conducting an examination of a bovine semen centre under regulation 40 of the 2008 Regulations	14	

SCHEDULE 4

Regulation 8

Porcine semen: fees

Fees payable under the Artificial Insemination of Pigs (England and Wales) Regulations 1964 (“the 1964 Regulations”) and the Artificial Insemination of Pigs (EEC) Regulations 1992		
<i>Column 1</i>	<i>Column 2</i>	
<i>Activity</i>	<i>Fee (£)</i>	
Time spent carrying out the licensing or approval activities in this Table (in this Table the “time fee”), in addition to each of the fees listed below, unless specified in column 2 that this time fee is not applicable	officer who is not a veterinary officer	12 per half hour or part half hour spent
	veterinary officer	23 per half hour or part half hour spent
<i>Application for approval of boars to provide semen for the purpose of artificial insemination</i>		
Considering an application for the approval of a boar under regulation 2(1) of the 1964 Regulations for the purpose of the collection of semen which will not be subject to intra-EU trade	92	
Considering an application for the approval of each additional boar examined at the same time	19 (time fee does not apply)	
<i>Routine testing of boars</i>		
Compulsory routine testing of boars in accordance with Annex B, Chapter II, paragraph 1 of Council Directive 90/429/EEC at an artificial insemination centre from which semen may be subject to intra-EU trade	up to a maximum of 10 boars	201
	each additional boar tested on the premises	26
Routine testing of boars at an artificial insemination centre from which semen is not subject to intra-EU trade	up to a maximum of 10 boars	140
	each additional boar tested on the premises	19
<i>Operation of an artificial insemination centre</i>		
Considering an application from an operator for an artificial insemination centre licence or approval	29	
Considering an application for approval of an alteration to licensed premises (in accordance with conditions attached to the licence)	29	
Routine examination of an artificial insemination centre	9	

SCHEDULE 5

Regulation 9

Bovine embryo (collection, production and transfer): fees

Fees payable under the Bovine Embryo (Collection, Production and Transfer) Regulations 1995 (“the 1995 Regulations”)	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Time spent by a veterinary officer when carrying out inspections and checks (in addition to the basic fees listed in this Table where the relevant facilities or premises require inspection or records require checking)	23 per half hour or part half hour spent
Considering an application for approval of a single bovine embryo collection or production team where there is inspection of one laboratory	131
Considering an application for approval of each additional laboratory or store from the same applicant where that laboratory or store is located more than 8 kilometres away from other embryo teams inspected for approval	86
Considering an application for approval of an additional laboratory or store from the same applicant when the inspection is done on the same day and the laboratory or store is located 8 kilometres or less from other embryo teams inspected for approval	27
Considering an application for approval of: <ul style="list-style-type: none"> - a bovine embryo transfer team; or - a store under regulation 13; - a store under regulation 16; or - a store and its supervisor under regulations 16 and 19, of the 1995 Regulations 	60
Considering an application for re-approval of a laboratory or a store following any alterations	71
Carrying out routine inspection of records of a single bovine embryo production, collection or transfer team and re-inspection of a single laboratory or store	70
Carrying out routine inspection of records of each additional bovine embryo production, collection or transfer team, and re-inspection of each additional laboratory or store	41 for each additional team and laboratory or store

Fees payable under the Bovine Embryo (Collection, Production and Transfer) Regulations 1995 (“the 1995 Regulations”)	
<i>Column 1</i>	<i>Column 2</i>
<i>Activity</i>	<i>Fee (£)</i>
Considering an application for approval of a bovine embryo collection or production team with no inspection of a laboratory	168

SCHEDULE 6

Regulation 10

Checking consignments of live animals from third countries at border inspection posts: fees

Fees for inspecting consignments of animals from third countries and checking importation documentation at border inspection posts in accordance with regulation 15 of the Trade in Animals and Related Products (Wales) Regulations 2011	
<i>Column 1</i>	<i>Column 2</i>
<i>Inspection of type of animal and checking documents</i>	<i>Fee (£) per consignment</i>
Poultry, ratites and small game birds	44
Live fish, aquatic animals and reptiles	40
Rabbits and rodents	44
Captive birds	44
Bees, other insects and invertebrates	40
Pets unaccompanied	44
Equidae	54
Farmed livestock including cattle, sheep, goats, camelids, pigs and wild boar	54
Animals not covered by any other category	44
Transshipment check of documents	44

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision for consolidation and increase of several fees payable to the Welsh Ministers in the field of animal health into one statutory instrument. The fees are collected by an executive agency of the Department for Environment, Food and Rural Affairs known as the Animal Health and Veterinary Laboratories Agency (AHVLA). They apply in relation to Wales.

The fees in regulation 4 and Schedule 1 are payable in relation to activities required under Regulation (EC) No 2160/2003 and in accordance with salmonella

national control programmes for poultry. The Control of Salmonella in Poultry (Wales) Order 2008 (S.I. 2008/524 (W.50)) is amended by regulation 4.

The fees in regulation 6 and Schedule 2 are payable in relation to approvals for the purpose of the poultry health scheme established under Council Directive 2009/158/EC and the Trade in Animals and Related Products Regulations (Wales) 2011 (S.I. 2011/2379 (W.252)).

The fees in regulation 7 and Schedule 3 are payable in relation to approvals for the purpose of obtaining bovine semen in accordance with the Bovine Semen (Wales) Regulations 2008 (S.I. 2008/1040 (W.110)), which are amended by regulation 7.

The fees in regulation 8 and Schedule 4 are payable in relation to approvals for the purpose of obtaining porcine semen in accordance with the Artificial Insemination of Pigs (England and Wales) Regulations 1964 (S.I. 1964/1172) and the Artificial Insemination of Pigs (EEC) Regulations 1992 (S.I. 1992/3161).

The fees in regulation 9 and Schedule 5 are payable in relation to approvals for the purpose of collection, production and transfer of bovine embryos in accordance with the Bovine Embryo (Collection, Production and Transfer) Regulations 1995 (S.I. 1995/2478).

The fees in regulation 10 and Schedule 6 are payable in relation to inspection of consignments of live animals at border inspection posts in accordance with the Trade in Animals and Related Products (Wales) Regulations 2011 (S.I. 2011/2379 (W.252)).

These Regulations revoke existing fee instruments in relation to animal health (regulation 11).

The fee levels provided for in this instrument form part of a phased move towards full cost recovery of fees as explained in the Explanatory Memorandum. Some fees are substantially increased from existing fees because they have remained unchanged for many years. A detailed comparison of the existing and new fees is provided in an annex to the Explanatory Memorandum.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained by emailing endemics@wales.gsi.gov.uk.