

Subsidiary Legislation made under s.26.

Importation of Dogs and Cats Notice 2004

LN.2004/096

| | | <i>Commencement</i> | 1.10.2004 |
|---------------------|-----------------------------|---------------------|------------------|
| Amending enactments | Relevant current provisions | Commencement date | |
| LN. 2006/032 | Para. 2(1)-(2), Sch.1 | | 30.3.2006 |

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Animals and Birds

2004/096

Importation of Dogs and Cats Notice 2004

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In exercise of the powers conferred on him by section 26 of the Animals and Birds Act, and of all other enabling powers, the Minister for the Environment has made this notice—

Title and Commencement.

1. This notice may be cited as the Importation of Dogs and Cats Notice 2004 and comes into operation on 1 October 2004.

Application and Definitions.

2.(1) This notice does not apply to dogs and cats which are “pet animals” as defined in Article 3(a) of Regulation (EC) No 998/2003 of the European Parliament and the Council of 26 May 2003 on the animal health requirements applicable to the non-commercial movement of pet animals and amending Council Directive 92/65/EC as amended from time to time.

(2) For the purpose of this Notice “pet dogs and pet cats” means dogs and cats which fall into the definition of “pet animal” in Article 3(a) of Regulation (EC) No 998/2003 of the European Parliament and the Council of 26 May 2003 on the animal health requirements applicable to the non-commercial movement of pet animals and amending Council Directive 92/65/EC as amended from time to time.

Importation of dogs and cats.

3.(1) Subject to sub-paragraph (2), the importation into Gibraltar of all dogs and cats, which are not pet dogs or pet cats, is prohibited.

(2) Dogs and cats arriving in Gibraltar may be imported if an import licence has been granted by the Environmental Agency and if any conditions in that licence are satisfied.

(3) The Environmental Agency may grant a import licence in accordance with the conditions—

- (a) set out in Schedule 2, in respect of a dog or cat arriving from any state or territory listed in Schedule 1;
- (b) set out in Schedule 3, in respect of a dog or cat arriving from any other state or territory.

Revocation of Dogs and Cats Notice.

4. The Dogs and Cats Notice 1992 is revoked save that proceedings commenced in respect of any offence committed under the Dogs and Cats Notice 1992 may continue to be prosecuted as if it were still in force.

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Importation of Dogs and Cats Notice 2004

SCHEDULE 1

Paragraph 3(3)(a)

Dogs and cats, which are not pet dogs or pet cats, may be imported from states and territories listed in this Schedule under the conditions set out in Schedule 2.

European Union States

United Kingdom (including the Channel Islands and the Isle of Man) All other European Union States

Other European States

| | |
|------------------|--------------------------|
| AD – Andorra; | CH – Switzerland; |
| IS – Iceland; | LI – Liechtenstein; |
| MC – Monaco; | NO – Norway; |
| SM – San Marino; | VA – Vatican City State. |

Other States

| | |
|--|---------------------------------------|
| AC – Ascension Island | AG – Antigua and Barbuda |
| AG – Antigua and Barbuda | AN – Netherlands Antilles |
| AU – Australia | AW – Aruba |
| BB – Barbados | BH – Bahrain |
| BL – Belarus | BM – Bermuda |
| CA – Canada | FJ – Fiji |
| FK – Falkland Islands | HR – Croatia |
| JM – Jamaica | JP – Japan |
| KN – Saint Kitts and Nevis | KY – Cayman Islands |
| MS – Monserrat | MU – Mauritius |
| MX – Mexico | NC – New Caledonia |
| NZ – New Zealand | PF – French Polynesia |
| PM – Saint Pierre et Miquelon | RO – Romania |
| SG – Singapore | SH – Saint Helena |
| TT – Trinidad and Tobago | TW – Taiwan |
| US – United States of America (including Guam) | VC – Saint Vincent and the Grenadines |
| VU – Vanuatu | WF – Wallis and Futuna |
| YT – Mayotte | |

SCHEDULE 2

Paragraph 3(3)(a)

Conditions under which dogs and cats, which are not pet dogs or pet cats, may be imported from the states and territories specified in Schedule 1.

1. All dogs and cats imported from the states and territories specified in Schedule 1 of this Notice and in accordance with the provisions of this Schedule, shall not be subject to quarantine in Gibraltar.

2. Any dog or cat may be imported if an import licence has been issued in respect of it by the Environmental Agency.

3. An import licence may be issued if the owner, or person in charge of the animal, gives their name and address (the Environmental Agency may request evidence of this) and if the dog or cat—

(a) is identified by either—

(i) a clearly readable tattoo; or

(ii) an electronic identification system (microchip); and

(b) is accompanied by a valid certificate of vaccination issued by a qualified veterinarian authorised to practice in one of the states or territories in Schedule 1 stating that the dog or cat—

(i) is free from rabies;

(ii) has been vaccinated, or re-vaccinated, with a valid inactivated anti-rabies vaccination of at least one antigenic unit per dose (WHO standard) in accordance with the recommendations of the manufacturing laboratory; and

(iii) has been examined twenty-four hours before leaving the state or territory in Schedule 1 and is in good health and able to withstand the journey to Gibraltar;

4. On arrival in Gibraltar, each dog or cat shall, if the import licence so specifies, be revaccinated with an inactivated anti-rabies vaccine approved by the Environmental Agency for this purpose.

SCHEDULE 3

Paragraph 3(3)(b)

Conditions under which dogs and cats, which are not pet dogs or pet cats, may be imported from the countries specified in paragraph 3(3)(b).

1. All dogs and cats imported from the states and territories specified in paragraph 3(3)(b) of this Notice in accordance with the provisions of this Schedule shall not be subject to quarantine in Gibraltar.
2. Such a dog or cat may be imported if an import licence has been issued in respect of it by the Environmental Agency.
3. An import licence may be issued if the owner, or person in charge of the animal, gives their name and address (the Environmental Agency may request evidence of this) and if the dog or cat—
 - (a) is identified by either—
 - (i) a clearly readable tattoo; or
 - (ii) an electronic identification system (microchip); and
 - (b) is accompanied by a valid certificate of vaccination issued by a qualified veterinarian authorized to practice in one of the states or territories in paragraph 2(3)(b) stating that the animal—
 - (i) is free from rabies;
 - (ii) has been examined twenty-four hours before leaving the state or territory in Schedule 1 and is in good health and able to withstand the journey to Gibraltar;
 - (iii) has been vaccinated, or re-vaccinated, with a valid inactivated anti-rabies vaccination of at least one antigenic unit per dose (WHO standard) in accordance with the recommendations of the manufacturing laboratory; and
 - (iv) has undergone a neutralizing antibody titration at least equal to 0.5 IU/ml carried out on a sample taken by a qualified veterinarian authorized to practice in one of the countries in specified in paragraph 3(3)(b) at least 30 days after vaccination and three months before being moved.

The anti-body titration need not be renewed on a dog or cat which has been revaccinated with a valid inactivated anti-rabies vaccination of at least one antigenic unit per dose (WHO standard) in accordance with the recommendations of the manufacturing laboratory.

The three month period shall not apply to the re-entry of a dog or cat if the titration was carried out, with a positive result, before the animal left the European Union.

5. On arrival in Gibraltar, each dog or cat shall, if the import licence so specifies, be revaccinated with an inactivated vaccine approved by the Environmental Agency for this purpose.