Revised Regulations of Anguilla: A85-2

ANIMALS (DISEASES AND IMPORTATION) ACT (R.S.A. c. A85)

ANIMALS (IMPORTATION) CONTROL REGULATIONS

Note: These Regulations are enabled under section 14 of the Animals (Diseases and Importation) Act, R.S.A. c. A85.

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Interpretation

1. For the purposes of these Regulations—

"Anguillian" means a person who is regarded as an Anguillian under section 80(2) of the Constitution of Anguilla;

(U.K. S.I. 2019 No. 852, s. 13(c))

"animal" shall not include a fish or a monkey;

"cooked or sterilized" means heated throughout to a temperature of not less than 170°F for a period of not less than 30 minutes;

"prescribed certificate" means a certificate which purports to have been given—

(a) in the case of Great Britain, by the Ministry of Agriculture and Fisheries;

(b) in the case of Northern Ireland, by the Ministry of Agriculture;

(c) in the case of the Republic of Ireland, by the Department of Agriculture;

(d) in the case of Canada, by the Department of Agriculture;

(e) in the case of the United States of America, by the Agricultural Research Service U.S.D.A.;

(f) in the case of Antigua and Barbuda, Barbados, the British Virgin Islands, Dominica, Grenada, Guyana, Jamaica, Montserrat, St. Christopher–Nevis or St. Vincent and the Grenadines, by a government veterinary officer; and

(g) in the case of any other country, by an official veterinarian of the national government of such country;

"vessel" means any ship, schooner, boat or other floating craft;

"Veterinary Surgeon" includes an officer of the Department of Agriculture.

Importation of animals

2. (1) No animal shall be imported into Anguilla except in accordance with these Regulations.

(2) No animal shall be imported into Anguilla except in accordance with a permit granted by the Veterinary Surgeon.

Landing of animals

3. (1) No animal imported into Anguilla shall be landed at any port, except the port of Blowing Point, Wallblake Airport or Road Bay.

(2) Notwithstanding subsection (1), the Veterinary Surgeon may in his absolute discretion grant a permit in writing for an animal to be landed at such port or at such aerodrome and upon such conditions as may be specified in the permit.

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Inspection, disinfection and quarantine of vessels and aircraft

4. Where any vessel or aircraft by which animals are imported arrives in Anguilla, the following provisions shall have effect—

(a) the agent or owners of the vessel or aircraft shall notify the inspector of the fact that animals are being imported by such vessel or aircraft;

(b) the master or captain and the agents or owners of such vessel or aircraft shall afford every facility to the inspector for the proper inspection of such animals;

(c) the inspector may place in quarantine such vessel or aircraft or any portion thereof as he may deem necessary for preventing the introduction or spread of any communicable disease, and the vessel or aircraft or portion thereof shall remain in quarantine during such period as the inspector may direct;

(d) the master or captain of such vessel or aircraft shall carry out such written directions as he may receive from the inspector with respect to the quarantine;

(e) the master or captain of such vessel or aircraft shall take such measures as the inspector may direct for the cleaning and disinfection of all stalls and boxes in, and of any portion of, the vessel or aircraft used for the transportation of animals.

Inspection of animals

5. (1) Every animal, before being landed, is subject to inspection by the inspector who may—

(a) refuse permission for any such animal to be landed, if satisfied—

(i) that the animal is suffering from disease, or

(ii) that any condition of a permit for the importation of the animal has not been complied with; or

(b) grant permission for any such animal to be landed either unconditionally or subject to such conditions as he may impose.

(2) No animal shall be landed without the prior written permission of the inspector in the form set out in Schedule 1.

(3) Any animal landed in contravention of this section may be seized by the inspector and, in his discretion, detained, destroyed or otherwise disposed of as he shall direct.

Quarantine of animals

6. (1) Subject to sections 5 and 8, and if so required by the inspector, every animal upon being landed in Anguilla shall be removed by such means, in such manner and subject to such conditions as the inspector may direct to a quarantine station approved by the inspector for the purpose of quarantine, and shall there be kept in quarantine for such period as the inspector may direct.

(2) The release from quarantine of any animal shall be subject to and dependent upon the result of re-inspection and of any diagnostic examination and any tests which the inspector may deem necessary for the detection of disease.

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(3) Notwithstanding the expiry of the period of quarantine directed by the inspector under subsection (1), no animal shall be removed from any quarantine station without the prior written permission of the inspector and such permission may be either unconditional or subject to such conditions he may specify.

Expenses of, and destruction of, animals in quarantine

7. (1) The expenses of and incidental to the keeping in quarantine of an animal shall be borne by the consignee of such animal.

(2) Every animal shall be kept in quarantine at the risk of the consignee.

(3) When any animal, while in quarantine in accordance with these Regulations, develops or, in the opinion of the inspector, shows symptoms of, any disease, the spread of which would endanger the health of animals in Anguilla, such animal may, with the approval of the Governor, be destroyed without payment of any compensation.

Saving

8. The provisions of such of these Regulations as relate to the importation of animals do not apply to any animals imported by or on behalf of the Government of Anguilla.

Dogs and cats

9. (1) No dog or cat shall be imported into Anguilla unless it is imported directly from one of the countries specified in Schedule 2 and the importer is—

(a) an Anguillian;

(U.K. S.I. 2019 No. 852, s. 13(c))

(b) the holder of a permanent resident's permit;

(c) ordinarily resident in Anguilla;

(d) the holder of an alien landholding licence; or

(e) employed in the public service of the Government of Anguilla.

(2) No dog or cat shall be landed in Anguilla unless there is produced to the inspector a certificate purporting to be issued by a duly qualified veterinary surgeon in practice as such in the country from which the animal is exported, stating that the dog or cat—

(a) is in good health and free from any symptoms of infectious or contagious disease; and

(b) has been immunised against rabies on a date not less than 1 month or morthan 6 months before the date of importation.

(3) Any dog or cat which has been imported into Anguilla in accordance with this section, if exported from Anguilla, shall not be re-imported into Anguilla unless there is produced to the inspector a certificate complying with subsection (2) and stating that the dog or cat has been examined by a veterinary surgeon during the period between its export from Anguilla and the date of its re-importation.

(4) Notwithstanding subsections (2) and (3), if the inspector is not satisfied as to any matter required to be stated in a certificate purporting to comply with those subsections, he may—

(a) refuse permission for the dog or cat to be landed in Anguilla and require the importer at his owexpense to remove it forthwith to the place from which it was embarked; or

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(b) require the dog or cat be taken to a place to be determined by the inspector for safekeeping until such time as it is convenient to send it out of Anguilla.

Horses

10. (1) No horse shall be imported into Anguilla unless it is imported directly from one of the countries specified in Schedule 3.

(2) No horse so imported shall be landed in Anguilla unless there is produced to the inspector in respect thereof the prescribed certificates.

(3) The prescribed certificate shall state—

(a) that the country from which the horse was exported is free from foot and mouth disease;

(b) if such country is not free from foot and mouth disease, that the area from which the horse originated and through which it was transported to the port of exportation is free from foot and mouth disease;

(c) that the horse is healthy and free of infectious disease;

(d) that the horse has been subjected to the Mallein test for glanders (farcy) with negative results; and

(e) so far as it has been possible to ascertain no case of dourine (mal du coit), mal de caderas, glanders (farcy), epizootic lymphangitis, ulcerative lymphangitis, influenza, equine infectious anæmia, equine encephalomyelitis, or mange, has occurred in the stables or on the premises where the horse was kept during the 30 days prior to the date of exportation.

(4) Notwithstanding paragraph (3)(d), the inspector may permit the landing in Anguilla of any horse shipped from Great Britain without the prescribed certificate, but, if he thinks fit, such animal shall be detained and dealt with in accordance with the provisions of sections 6 and 7.

(5) For the purpose of this section, "horse" includes mares, mules and donkeys.

Cattle, sheep and goats

11. (1) No cattle, sheep or goat shall be imported into Anguilla unless it is imported directly from one of the countries specified in Schedule 4.

(2) No cattle so imported shall be landed in Anguilla unless there is produced to the inspector in respect thereof the prescribed certificate.

(3) The certificate shall state that—

(a) the country from which the cattle were imported is free from foot and mouth disease;

(b) the cattle are physically sound, in good health, and free of symptoms of paratuberculosis (Johne's disease) and other infectious diseases;

(c) the cattle have passed negative to an intradermal tuberculin test within 10 days prior to the date of exportation;

(d) the cattle have reacted negatively to the serum-agglutination test for brucellosis within 30 days prior to the date of exportation; and

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(e) in the case of cattle imported from Trinidad and Tobago, the area from which the cattle were imported has been free from bat-transmitted rabies for a period of at least 6 months; and that the animals have been vaccinated against rabies not less than 30 days and not more than 3 months prior to the date of exportation.

(4) No sheep so imported shall be landed unless there is produced to the inspector in respect thereof the prescribed certificate.

(5) The certificate shall state that—

(a) the country from which the sheep was exported is free from foot and mouth disease; and

(b) the sheep is physically sound, in good health and free from infectious and contagious diseases.

(6) No goat so imported shall be landed unless there is produced to the inspector in respect thereof the prescribed certificate.

(7) The certificate shall state that—

(a) the country from which the goat was exported is free from foot and mouth disease;

(b) the goat is physically sound and free from symptoms of infectious and contagious diseases;

(c) the goat has passed negatively to an intradermal tuberculin test within 10 days prior to the date of exportation; and

(d) the goat has reacted negatively to the serum-agglutination test for brucellosis within 30 days prior to the date of exportation of the goat.

Pigs

12. (1) No pig shall be imported into Anguilla unless it is imported directly from one of the countries specified in Schedule 5.

(2) No pig so imported shall be landed in Anguilla unless there is produced to the inspector in respect thereof the prescribed certificate.

(3) The certificate shall state—

(a) that the country from which the pig was exported is free from foot and mouth disease and from swine fever (hog cholera); or

(b) if the country is not free from foot and mouth disease and swine fever, that the area from which the pig originated and through which it was transported to the port of exportation is free from foot and mouth disease and swine fever;

and that the pig is free from symptoms of infectious and contagious diseases.

Poultry

13. (1) No poultry shall be imported into Anguilla unless it is imported from one of the countries specified in Schedule 6.

(2) No poultry shall be landed unless there is delivered to the inspector in respect thereof the prescribed certificate.

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(3) The certificate shall state that the poultry are free from and have not been exposed to Newcastle disease (fowl pest).

Monkeys

14. No monkey shall be imported into Anguilla.

Carcasses of cattle, pigs, sheep and goats

15. (1) No fresh carcass, whether frozen or chilled, nor any cured, pickled or smoked carcass, of any cattle, pig, sheep or goat, or any portion of any such carcass, shall be imported into Anguilla unless it is imported—

(a) directly from any of the countries specified in Schedule 7 or from any other country from which the Veterinary Surgeon is satisfied that the importation is unlikely to result in the introduction or spread of disease in Anguilla; and

(b) in accordance with the terms of a permit granted by the Veterinary Surgeon;

and accompanied by the prescribed certificate to be produced to the inspector, stating that the country from which the carcass or portion thereof was exported is free from foot and mouth disease.

(2) The provisions of subsection (1) shall not apply to—

(a) any importation made by or on behalf of the Government of Anguilla; or

(b) any cooked or sterilized meat imported in hermetically sealed metal cans.

Carcasses of poultry

16. (1) No carcass of any poultry or any portion of such carcass shall be imported into Anguilla unless it is imported—

(a) directly from any of the countries specified in Schedule 6; and

(b) in accordance with the terms of a permit granted by the Veterinary Surgeon.

(2) Subsection (1) does not apply to any carcass or part of a carcass of any poultry which has been fully cooked.

(3) In this section, "fully cooked" means cooked throughout the whole of its substance so as to render it unnecessary for it to be further cooked before being used for human consumption.

Animal products

17. No animal products, including hides, skins, horns, hair, wool, bones, bone meal, meat scrap and tankage shall be imported into Anguilla except in accordance with a permit issued by the Veterinary Surgeon and subject to such conditions as he may therein impose.

Fodder and litter

18. (1) No fodder or litter shall be imported into Anguilla except—

(a) directly from any of the countries specified in Schedule 8; and

(b) in accordance with a permit granted by the Veterinary Surgeon.

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(2) Notwithstanding subsection (1), no fodder or litter imported from any country shall be landed in Anguilla unless there is produced to the inspector in respect thereof the prescribed certificate.

(3) The certificate shall state that the area from which the fodder or litter originated and the district through which it was transported to the port of exportation is free from foot and mouth disease.

Dung and dead carcasses

19. (1) No dung (other than the excrement of birds) shall be imported into Anguilla.

(2) The provisions of subsection (1) shall not apply to any dung which is contained in any box or crate in which any animal is lawfully imported into Anguilla.

(3) No carcass of any animal which has died or been slaughtered on board a vessel or aircraft while in port or during the voyage shall be landed in Anguilla.

Used or second-hand animal blankets, etc.

20. (1) No used or second-hand animal blanket, saddle cloth, felting, pad, or other similar article shall be imported into Anguilla.

(2) Subsection (1) does not apply to any such article which accompanies and forms part of the clothing or individual accoutrement of any animal lawfully imported into Anguilla.

Semen

21. No semen of animals for artificial insemination shall be imported into Anguilla except in accordance with a permit granted by the Veterinary Surgeon.

Penalty

22. (1) Any person who contravenes any provision of these Regulations, or with any order, instruction, or condition lawfully made, given, or imposed by any person under the authority of these Regulations, is guilty of an offence and liable on summary conviction to a penalty of $9,600.

(2) Where any carcass or any thing specified in any of sections 15 to 21 is imported into or landed in Anguilla in contravention of any of the Regulations, it may be seized by the inspector and, in his discretion, detained, destroyed or otherwise disposed of as he shall direct.

Citation

23. These Regulations may be cited as the Animals (Importation) Control Regulations, Revised Regulations of Anguilla, A85-2.

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SCHEDULE 1

(Section 5(2))

ANGUILLA

No.

ANIMAL LANDING PERMIT

THIS IS TO CERTIFY that I have this day examined the undermentioned animal(s) and—

(a) find them/it to be healthy and therefore permit entry into Anguilla;

(b) find……..……..……..…….
……..……..
and therefore order that they be permitted entry into Anguilla under the following conditions—

……..……..…
….……...……; or

(c) find ……..……..……
..……..……..……
…… and therefore order that they be prohibited entry into Anguilla.

Date …… ……..……
Inspector

Number and description of animal(s) ……..……..
……..……..

Name of importer ..……

Whence imported ..……..……...

Name of vessel or aircraft and date of importation ……...
……..……..

Nature of documents accompanying the animal(s) ……..
……...

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SCHEDULE 2

(Section 9)

COUNTRIES FROM WHICH DOGS AND CATS MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
The Bahamas
Barbados
Bermuda
British Virgin Islands
Great Britain
Jamaica
Montserrat
Northern Ireland
Republic of Ireland
St. Vincent and the Grenadines
United States Virgin Islands

SCHEDULE 3

(Section 10)

COUNTRIES FROM WHICH HORSES MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
Australia
Barbados
British Virgin Islands
Canada
Dominica
Great Britain
Grenada
Guyana
Jamaica
Montserrat
Northern Ireland
Puerto Rico
Republic of Ireland
St. Christopher-Nevis
St. Vincent and the Grenadines
Trinidad and Tobago
United States of America
United States Virgin Islands

SCHEDULE 4

(Section 11)

COUNTRIES FROM WHICH CATTLE, SHEEP AND GOATS MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
Barbados
Canada
Dominican Republic
Great Britain
Jamaica
Montserrat
Northern Ireland
Puerto Rico
Republic of Ireland
St. Croix
St. Lucia
Trinidad and Tobago
United States of America
United States Virgin Islands

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SCHEDULE 5

(Section 12)

COUNTRIES FROM WHICH PIGS MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
Barbados
Canada
Jamaica
Northern Ireland
Puerto Rico
Republic of Ireland
St. Lucia
Trinidad and Tobago
United States of America
United States Virgin Islands

SCHEDULE 6

(Sections 13 and 16)

COUNTRIES FROM WHICH POULTRY MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
Argentina
Australia
Barbados
British Virgin Islands
Canada
Denmark
Dominica
Great Britain
Grenada
Guyana
Jamaica
Montserrat
The Netherlands
New Zealand
Northern Ireland
Norway
Puerto Rico
Republic of Ireland
St. Christopher-Nevis
St. Vincent and the Grenadines
Sweden
Trinidad and Tobago
United States of America
United States Virgin Islands

SCHEDULE 7

(Section 15)

COUNTRIES FROM WHICH CARCASSES, ETC., MAY BE IMPORTED DIRECTLY

Antigua and Barbuda
Australia
Barbados
British Virgin Islands
Canada
Dominica
Grenada
Guyana
Jamaica
Montserrat
New Zealand
Northern Ireland
Puerto Rico
Republic of Ireland
St. Christopher-Nevis
St. Vincent and the Grenadines
United States of America
United States Virgin Islands

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SCHEDULE 8

(Section 18)

COUNTRIES FROM WHICH FODDER OR LITTER MAY BE IMPORTED DIRECTLY

Canada	Republic of Ireland
Great Britain	United States of America
Northern Ireland	United States Virgin Islands
Puerto Rico	The West Indies

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