GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 93 of 2020

The Animal Health Act
(Act No. 27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By Product or Article) Regulations, 2020

IN EXERCISE of the powers contained in sections 29 and 80 of the Animal Health Act, 2010 the following Regulations are made:

Title

1. These Regulations may be cited as the Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020.

Interpretation

2. In these Regulations, unless the context otherwise requires—

" establishment " means a public, quasi government or private entity which—

(a) owns or rears animals;

(b) slaughters animals;

(c) is involved in the processing of animal products;

(d) sells, stores, distributes, import or export animals, animal products, biological materials, animal feed and ingredients, and equipment; or

(e) involved in activities that have an effect on the animal health, production and welfare;

" holder of a permit " means a person to whom a permit has been issued under these Regulations; and

" permit " means a permit issued under theseRegulations to import or export an animal, animal product, animal by-product or article.

Application for permit to import or export

S.I No. 22 of 2018

3. (1) A person who intends to import or export an animal, animal product, animal by-product or article shall apply for a permit to the Director in Form I set out in the First Schedule on payment of the fee set out in the Animal (Veterinary Services Fees) Regulations, 2018.

(2) The Director shall, in considering an application under this regulation take into account

(a) reasons for the importation or exportation;

(b) animal health and public health risks posed by the importation or exportation;

(c) World Health Organisation Animal Health Standards, Sanitary and Phyto sanitary Agreements, Technical Barriers to Trade Agreements and other relevant local and international trade agreements, and any other relevant written law.

(3) The Director shall, within ten days of receipt of an application under this regulation, reject the application in accordance with regulation 5 or issue the permit to the applicant in accordance with regulation 6.

(4) Despite subregulation (3), the Director may take longer than ten days to issue an import or export permit if—

(a) additional information is required; or

(b) the import or export is for live animals which require longer processing times.

Request for additional Information

4. The Director may, on receipt of an application under regulation 3, request an applicant to submit additional information in relation to an application in Form II set out in the First Schedule.

Rejection of Application for permit

5. (1) The Director shall reject an application for a permit—

(a) if the applicant submits false information in respect of the application for a permit; or

(b) in the public interest, if the issuance of the permit shall negatively affect animal health, human health and the environment.

(2) The Director shall, where an application is rejected, inform the applicant of the decision in Form III set out in the First Schedule.

Issuance of permit

6. The Director shall, where the applicant meets the requirements under these Regulations, issue the applicant with an import or export permit in Form IV set out in the First Schedule.

Amendment of permit

7. (1) A holder of a permit who intends to amend a permit, shall apply to the Director to amend the permit in Form V set out in the First schedule on payment of the fee set out in the Second Schedule.

(2) The Director may amend a permit where--

(a) the name of the business changes;

(b) the port of entry or exit in respect of which the permit was issued changes; or

(c) there is a change of address of the holder of a permit.

(3) Where an amendment of a permit has been approved, the holder of a permit shall surrender the original permit to the Director.

(4) An amended permit is valid for the remainder of the validity period of the original permit.

Application for duplicate permit

8. A holder of a permit shall, where the import or export permit is lost, damaged or defaced, apply to the Director for a duplicate permit in Form VI set out in the First Schedule on payment of the fee set out in Second Schedule.

Suspension of permit

9. (1) The Director shall suspend a permit if the holder of a permit contravenes the terms and conditions of a permit, these Regulations, the Act or any other written law.

(2) The Director shall, before suspending a permit, give notice in Form VII set out in the First Schedule to the holder of a permit of the Director's intention to suspend the permit and request the holder of a permit to show cause, within a specified period, why the permit should not be suspended.

(3) The Director shall not suspend a permit under this regulation if the holder of a permit takes remedial measures to the satisfaction of the Director within the period specified under subregulation (2).

(4) The Director shall, in making a final determination on the suspension of a permit, consider the submissions made by a holder of a permit under subregulation (2).

(5) The Director shall suspend a permit in Form VIII set out in the First Schedule, if the holder of the permit fails to take remedial measures within the period specified in the notice issued under subregulation (2).

(6) The Director may during the period of the suspension of the permit order for the quarantine of an item affected by the suspension at the cost of the holder of a permit.

Revocation of permit

10. (1) The Director shall revoke a permit if—

(a) the holder of a permit contravenes the terms and conditions of a permit, these Regulations, the provisions of the Act or any other relevant written law;

(b) the holder of a permit fails to take corrective measures following the suspension of the permit within the specified period under regulation 9;

(c) the holder of a permit obtained the permit by fraud or negligently submitted false information;

(d) it has come to the knowledge of the Director that the items in respect of which the permit was issued are not suitable or pose a risk to animal health, human health, or the environment; or

(e) in public interest the sanitary and phytosanitary conditions on which it was issued in the importing or exporting country have changed and negatively affect, animal health, human health or the environment; or

(f) the holder of a permit voluntarily requests for the permit to be cancelled.

(2) The Director shall, before revoking a permit in accordance with subregulation (1) *(a),(b),(c),(d)* and *(e)*, give notice in Form VII set out in the First Schedule to the holder of the permit of the intention to revoke the permit and request the permit holder to show cause, within a specified period, why the permit should not be revoked.

(3) The Director shall not revoke a permit under this regulation if the holder of a permit takes remedial measures to the satisfaction of the Director within the period specified under subregulation (2).

(4) The Director shall, in making a final determination on the revocation of a permit, consider the submissions made by a holder of a permit under subregulation (2).

(5) The Director shall revoke a permit in Form VIII set out the First Schedule, if the holder of a permit fails to take remedial measures within the period specified in the notice under subregulation (2).

(6) Where a permit is revoked, the holder of a permit shall immediately surrender the permit to the Director and cease the arrangements for import or export of the items which relate to the permit.

(7) Where the permit is revoked, the Director may order the quarantine and disposal of the items at the cost of the holder of a permit.

Inspection before importation

11. The Director may inspect an animal, animal product, animal by product or article in the country of origin prior to the importation into the Republic at the cost of the importer to determine whether the animal, animal product, animal by product or article meets the national appropriate level of protection based on the assessed level of risk and the risk management measures.

Inspection before exportation

12. (1) The Director may inspect an animal, animal product, animal by product or article prior to the exportation to determine whether the animal, animal product, animal by product or article is fit for export.

(2) The exporter shall before an inspection referred to under subregulation (1) pay the fee set out in the Animal Health (Veterinary Services Fees) Regulations, 2018. SI No. 22 of 2018

(3) The Director shall, on determining that the animal, animal product, animal by-product or article is fit for export, issue an international sanitary certificate in Form IX set out in the First Schedule or in an agreed format with the importing country.

Fees

13. The fees set out in the Second Schedule are payable for the matters specified therein.

FIRST SCHEDULE
(*Regulations* 3,4,5,6,7,8,10,12)

FORM I
(*Regulation* 3(1))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

APPLICATION FOR IMPORT/EXPORT PERMIT
(Tick whichever is applicable)

Please complete in block letters	Shaded fields for official use only	Application No.	
		Date/Time	

Information Required	*Information Provided*
PART I - PARTICULARS OF THE APPLICANT	
1. Name of Business	
2. Physical Address.	
3. Postal Address:	
4. Business premises	
(a) Telephone Number:	
(b) Fax Number:	
(c) Mobile	
(d) E-mail:	
PART II - PARTICULARS OF IMPORTATION/EXPORTATION	
5. **Port of entry/exit**	
(a) by rail to/from:... ..... station	
(b) by road via:..... .....(state port of entry/exit)	
(c) by parcel post to/from: .....(state post office)	
(d) by parcel post to/from: .....(state airport)	
6. **Reason for importation/exportation (please tick what is applicable below)**	
Commercial ☐	
Donation ☐	
Other ☐ **specify:**	
.....	
.....	

7. **Quantity**	**Total weight (kg)**	**Value (US$)**	**Description of Goods**	**Country of origin**

8.	**Conditions for an application for import or export permit**	
	Applications must always be made by the actual Importer or Exporter or their authorised agent	
	(a)	A proforma invoice must accompany each application
	(b)	A separate application is required in respect of each consignment of veterinary to be imported or exported
	(c)	The prescribed fees shall be paid for an import permit and must be forwarded with application

PART III – DECLARATION AND SIGNATURE

I declare that the information I have stated in this application is correct and truthful to the best of my knowledge and belief I acknowledge that making a false or misleading statement in connection with a veterinary is an offence punishable by fine or imprisonment.

(a) Name: .....

(b) Designation: .....

(c) Signature: ..... Date: ...../ ...../ ..... *(dd mm yyyy)*

FOR OFFICIAL USE ONLY

Date of Submission: .....

Application No.: .....

Payment Receipt No.: .....

Application in Order (Proceed for inspection):

.....

Application Deficient (notify applicant on deficiencies): .....

OFFICIAL STAMP

Form II
(*Regulation 4*)

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

REQUEST FOR ADDITIONAL INFORMATION

To: ....

Physical address: .. ..
Application No: ....
Street: ....
Postal address: .. ..
District... . ...
Province . ...

You are requested to furnish, the following information or documents in respect of your application for .. ..within ..... days of this request

(a).....
(b).....
(c).....
(d).....
(e).....

If you fail to furnish the requested information within the stipulated period, your application will be treated as invalid and be rejected.

Dated this ..... day of ...., 20.....

.....

Director

OFFICIAL STAMP

FORM III
(*Regulation* 5(2))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

NOTICE OF INTENTION TO REVOKE MARKETING AUTHORISATION

(1) Here insert the full names and address of the applicant

To (1).....

.....

(2) Here insert the reference No. of the application

IN THE MATTER OF (2).....

You are hereby notified that your application for (3) .....

(3) Here insert type of application

..... has been rejected by the Ministry on the following grounds:

(a).....

(b).....

(c).....

(d).....

Dated this ..... day at ..... 20 .....

.....

Director

OFFICIAL STAMP

FORM IV
(*Regulation* 6)

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

IMPORT OR EXPORT PERMIT

PERMISSION is granted to - .....

of: .....

to import/export: .. ..

into the .....District of Zambia

from:.....

This permit is not valid unless the following conditions are fulfilled:

(a) this permit must be attached to the consignment note and must accompany the fish to:.....

(b) attached to this permit must be a certificate signed by a government Veterinary Officer/Official of the country of origin, to the effect that the fish is in good condition and fit for human consumption.

(c) For conditions see over leaf.

(d) This Permit is valid until: .....

(e) General Receipt No: .....

PERMIT No: .....

Dated: .....

Director

OFFICIAL STAMP

NB - (1) This permit is liable to cancellation without notice

(2) The importer is advised that the permission of the veterinary authorities of the countries through which the animals pass in transit to Zambia may be necessary.

c.c. The District Veterinary Officer

c.c. The Customs Officer

Permit Conditions

(1) An import permit shall be valid for ninety days from the date of issue.

(2) A permit holder who is unable to import items in respect of the validity period of the import or export permit shall apply for another permit.

(3) A permit shall only be valid for one consignment.

(4) A permit shall only be valid for one type of product.

(5) The permit holder shall only import items through the exit border indicated on the permit.

(6) This permit is not transferable: The permit shall be valid for items of the permit holder and not any other person.

FORM V
(Regulation 7(1))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

APPLICATION FOR AMENDMENT TO IMPORT OR EXPORT PERMIT

Please complete in block letters	Shaded fields for official use only	Licence No.	
		Application No.	
		Date and Time	

Information Required

PART I: PARTICULARS OF APPLICANT

1	Licence No.:	
2.	Name (s) of applicant	
3	Business address (Head Office):	
4	*(a)* Telephone No	
	(b) Fax No	
	(c) Operations	
	(d) E-mail address	

5. **PART II: PARTICULARS OF AMENDMENT -+**

No.	CURRENT INFORMATION	DESCRIPTION OF AMENDMENT(S)	REASONS FOR AMENDMENT
1.			
2			
3.			
4			
5			
6			

6. **Attachment(s)**

Attach supporting document(s) where applicable	
1	
2	
3	

PART III: DECLARATION AND SIGNATURE

I declare that the information I have stated in this application is correct and truthful to the best of my knowledge and belief. I acknowledge that making a false or misleading statement in connection with veterinary is an offence punishable by fine or imprisonment.

(a) Name: .....

(b) Designation: .....

(c) Signature: ..... Date: ...../...../..... *(dd/mm/yyyy)*

FOR OFFICIAL USE ONLY

Date of Submission: .....

Application No.: .....

Payment Receipt No.: .....

Application Complete (Proceed to issue) .....

Application Deficient (Notify applicant on deficiencies): .....

OFFICIAL STAMP

FORM VI
(*Regulation* 8)

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

APPLICATION FOR DUPLICATE IMPORT OR EXPORT PERMIT
(Tick whichever is applicable)

Please complete in block letters	Shaded fields for official use only	Application No.	
		Date and Time	

	Information Required	*Information Provided*
	PART I: PARTICULARS OF THE APPLICANT	
1	Permit No :	
2.	Name (s) of applicant:	
3.	Business address (Head Office)	
4	Permit Holder/ Responsible person	
	Operations	
	PART II: SUPPORTING DOCUMENTATION	
5.	Submit an affidavit of loss, deface or damage of Permit and Police Report	

PART III: DECLARATION AND SIGNATURE

I declare that the information I have stated in this application is correct and truthful to the best of my knowledge and belief. I acknowledge that making a false or misleading statement in connection with a veterinary is an offence punishable by fine or imprisonment.

(a) Name: .....

(b) Designation.....

(c) Signature: ..... Date: .. ../ ...../ ..... *(dd/mm/yyyy)*

FOR OFFICIAL USE ONLY

Date of Submission: .....

Application No.: .....

Payment Receipt No.: .....

Application Complete (Proceed to issue) .....

Application Deficient (Notify applicant on deficiencies): .....

OFFICIAL STAMP

FORM VII
(*Regulation* 9(2) and 10(2))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

NOTICE OF SUSPENSION/REVOCATION VETERINARY IMPORT AND EXPORT TRANSIT PERMIT

(1) Here insert the full names and address of the permit holder
(2) Here insert the Permit No.
(3) Here insert number of days Stipultaed

To (1).....
.....

IN THE MATTER OF (2).....you are notified that the Director intends to revoke the for a period (3)..... on the following grounds:

(a).....
(b).....
(c).....
(d).....

You are required to surrender the permit to the Ministry immediately.

Dated this ..... day at ..... 20 .....

.....
Director

OFFICIAL STAMP

*Delete as applicable

FORM VIII
(*Regulation* 9(5) and 10(5))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

SUSPENSION/REVOCATION VETERINARY IMPORT AND EXPORT TRANSIT PERMIT

(1) Here insert the full names and address of the permit holder
(2) Here insert the Permit No.
(3) Here insert number of days Stipultaed

To (1).....

.....

IN THE MATTER OF (2).....you are notified been suspended/revoked for a period (3)..... on the following grounds:

(e).....

(f).....

(g).....

(h).....

You are required to surrender the permit to the Ministry immediately.

Dated this ..... day at ..... 20 .....

.....

Director

OFFICIAL STAMP

FORM IX
(*Regulation* 12(2))

Republic of Zambia

The Animal Health Act, 2010
(Act No.27 of 2010)

The Animal Health (Import and Export of Animal, Animal Product, Animal By-Product or Article) Regulations, 2020

INTERNATIONAL SANITARY CERTIFICATE

This is to certify that the items hereunder listed being consigned by:

.....of

.....

to.....

of.....

Has/have been inspected and found to comply with the sanitary requirement(s) for export of the same to name of country) :-

Sr No	*Item Description*	*Quantity*	*Seal Mark*

The packaging and sealing of the above named items been supervised by the undersigned and the seal mark on the package(s) container is listed.

Government Veterinary Officer ONLY

Signature .....

Full Name .....

Rank .....

Amount Paid .....

OFFICIAL STAMP

Distribution of copies

Original to accompany consignment Duplicate to consignee Triplicate to DVS Quadruplicate to be returned

FOR USE BY THE VETERINARY EXPORT OFFICE ONLY

Sub-Number: ..... Veterinary Export Certificate Number: .....

Date Issued:.....Signature:.....

NOT VALID WITHOUT AN OFFICAL DATE STAMP AND VALID ONLY FOR ONE MONTH FROM THE DATE OF ISSUE

This certificate saves as a receipt

(For animal, animal products and non-animal products linked to animal health)

Permits Conditions

(1) An export permit shall be valid for four weeks from the date of issue.

(2) A permit holder who is unable to export items in respect of the validity period of the export permit shall apply for another permit.

(3) A permit shall only be valid for one consignment.

(4) A permit shall only be valid for one type of product.

(5) The permit holder shall export items through the exit border indicated on the permit.

(6) This permit is not transferable: The permit shall be valid for items of the permit holder and not any other person.

SECOND SCHEDULE
(*Regulation* 13)

IMPORT OR EXPORT PERMIT FEES

S/N	*Nature of Fees Charged*	*Rates Per Unit*
1	Amendment to Permit particulars	666.67
2	Duplicate Permit	666.67
3	Cancellation of Permit	666.67

PROF N. LUO,
Minister of Fisheries and Livestock

Lusaka
4th November, 2020