

# **ANIMAL DISEASES ACT of 1978**

## **SECTION 13 - THE ANIMALS (IMPORTATION) REGULATIONS 2001.**

In exercise of the powers contained in Section 13 of the Animal Diseases Act 1978, the Minister of Agriculture and Forestry, with the consent of the Privy Council, makes the following Regulations:

### **CITATION**

1. These Regulations may be cited as the Animals (Importation) Regulations 2001.

## **PART I - INTERPRETATION**

### **INTERPRETATION**

2. (1) In these Regulations unless the context otherwise requires:

“Abattoir” means premises approved by the veterinary administration of the exporting country and conforming with internationally accepted standards.

“Act” means the Animal Diseases Act 1978.

“Agent” includes any person performing functions on behalf of or instead of an owner or importer in relation to an import, or an exporter in relation to the export, of a live animal or animal product or goods which include animal product in their composition.

“AI Centre” means a facility for the production of semen approved by the veterinary administration of the exporting country and used exclusively for donor animals and conforming with internationally accepted standards.

“Baggage” means any goods brought into the country by a passenger arriving by sea or by air from overseas.

“Collection unit” means a facility for the collection of embryos/ova approved by the veterinary administration of the exporting country and used exclusively for donor animals conforming with internationally accepted standards.

“Cutting up establishment” means a slaughterhouse, export cutting plant, export cold store, butchery, cannery, or poultry plant where meat is cut into smaller cuts than half carcasses, cut into three wholesale cuts, prepared for retail sale or totally deboned.

“Declaration” means an oral or written statement certifying as to animal, animal products, fittings or other prohibited or restricted articles which accompany a person on their arrival from abroad.

“Fish” means any aquatic animal, whether piscine or not, and includes any mollusc, crustacean, coral, sponge, holothurian (bêche-de-mer), and reptile and their young and eggs.

“Free zone” means a clearly defined territory within a country in which no case of a specified disease has been reported during the period defined for such disease and within which, and at the borders of which, official veterinary control is effectively applied for animals and animal products, and their transportation.

“Goods” means any moveable property.

“Import” means to bring a thing or cause it to be brought into Tonga from any place outside Tonga by any conveyance and includes transit.

“Infected zone” means a clearly defined territory within a country in which a specified disease has been reported during the period defined for such disease, and within which and at the borders of which, official veterinary control is effectively applied for animals and animal products, and their transportation.

“Inspection” means examination, test, removal of samples for testing or analysis of animals, animal products or goods by an Inspector or specialist officer of the Ministry of Agriculture and Forestry for the purpose of detecting disease or pests. Such inspection may involve the removal of animals or animal products to a quarantine station or laboratory where special facilities are available.

“International animal health certificate” means a certificate issued by an official veterinarian of the exporting country, certifying the state of good health of the animal, and giving particulars where applicable of the biological tests to which the animal has been subjected, the vaccinations carried out on the animal which is the subject of the certificate and giving particulars of the measures taken to prevent the spread of disease.

“International health certificate” means a certificate issued by an official veterinarian of the exporting country, certifying the wholesomeness of animal products, and giving particulars where applicable of the measures taken to prevent the spread of disease.

“Official veterinarian” means a civil service veterinary officer or a veterinarian appointed or authorised by the veterinary administration of the exporting country.

“O.I.E.” means the Office Internationale des Epizooties.

“Part of the territory of a country” means a geographical or administrative entity possessing an authorised administrative veterinary organisation capable of taking and controlling the appropriate measures.

“Permit” means a written authorisation issued by the Minister or Director for the movement into or through the country of any animal, animal product or other regulated article.

“Port of entry” means the designated location through which animals, animal products and other regulated goods may enter the country from overseas.

“Quarantine” means a restriction imposed by duly constituted authorities, whereby the production, movement or existence of animals, animal products or any other article or materials or the normal activity of persons is brought under Regulation, or in order that the introduction or spread of a pest may be prevented or limited or in order that a pest already introduced may be controlled or eradicated.

“Quarantine pest” means a pest of potential national economic or public health importance to the country endangered thereby and not yet present or present but not widely distributed and being actively controlled.

“Veterinary officer” means a veterinary officer employed in the civil service of Tonga.

(2) The terms and phrases defined in the Animal Diseases Act 1978 shall be given the same meaning in these Regulations, unless the context otherwise requires.

- (3) A reference in these Regulations to -
- (a) a Form, is a reference to a Form of that number in the First Schedule, and
  - (b) a Schedule, is a reference to a Schedule to these Regulations.

## **FORMS AND FEES**

3. (1) The forms set out in the First Schedule are hereby prescribed for the purposes of the Act and these Regulations.
- (2) The fees set out in the Second Schedule are hereby prescribed for the purposes of the Act and these Regulations.

## **CODES OF PRACTICE TO BE RECOGNISED**

4. Except in so far as the same are contrary to the provisions of the Act or these Regulations, the following shall be adopted as codes of practice and their provisions shall generally be applied in Tonga:
- (a) The International Animal Health Code of the Office Internationale des Epizooties;
  - (b) The Manual of the International Embryo Transfer Society;
  - (c) The International Air Transport Association Live Animal Regulations.

## **PART II - GENERAL REQUIREMENTS**

### **POINTS OF ENTRY**

5. (1) No animal may be imported into Tonga except through:
- (a) the seaport of Nuku'alofa on Tongatapu; or
  - (b) the airport of Fua'amotu on Tongatapu; or
  - (c) the seaport of Neiafu on Vava'u; or
  - (d) the airport of Lupepau'u on Vava'u
- (2) No animal product or other regulated material may be imported into Tonga except through:
- (a) the seaport of Nuku'alofa on Tongatapu; or
  - (b) the seaport of Neiafu on Vava'u; or
  - (c) the seaport of Pangai on Lifuka Island, Ha'apai; or
  - (d) the seaport of Niuatoputapu; or
  - (e) the seaport of Niuafu'ou; or
  - (f) Fua'amotu Airport on Tongatapu; or
  - (g) Lupepau'u Airport on Vava'u; or
  - (h) Pilolevu Airport on Lifuka Island, Ha'apai or
  - (i) Mata'aho Airport on Niuatoputapu; or
  - (j) Queen Lavinia Airport on Niuafu'ou; or
  - (k) the post office at Nuku'alofa on Tongatapu; or
  - (l) the post office at Neiafu on Vava'u; or
  - (m) the post office at Hihifo, Niuatoputapu.

## **INSPECTION OF ANIMALS, ANIMAL PRODUCTS AND OTHER GOODS**

6. (1) All animals, products, or other goods, the entry of which, in the opinion of an Inspector presents a risk of introducing a quarantine pest or disease to Tonga, shall be subject to inspection by a veterinary officer and if necessary, shall be subject to treatment for the prevention of entry of animal disease and quarantine pests or to destruction or re-export as the case may be.
- (2) All treatments will be performed at the risk of the importer or his agent

## **REQUIREMENTS OF ALL PERSONS ENTERING TONGA.**

7. (1) No person may introduce into Tonga any animal, animal product or any other regulated goods, the subject of these Regulations unless the provisions of these Regulations have been duly complied with.
- (2) Every person arriving from overseas shall be required to make a declaration in such form as may be prescribed by the Minister from time to time by notice and it shall be the responsibility of the person in charge of every conveyance arriving in Tonga to distribute such form to all persons on board prior to arrival.

## **AVAILABILITY OF DOCUMENTS**

8. An Inspector may request that shipping documents for animals, animal products and other goods arriving in Tonga on any conveyance be made available for inspection for any purpose under the Act or these Regulations.

## **LANGUAGE OF IMPORT DOCUMENTS AND DESCRIPTIONS OF CONTENTS**

9. (1) All documents and certificates accompanying imports made under the Act shall be presented in the English or Tongan language;
- (2) No goods may be imported into Tonga under the Act unless evidence of origin and contents is presented in the English or Tongan language.

## **BONDING OF ANIMALS**

10. (1) The person in charge of every conveyance arriving in Tonga shall be required to enter into a bond unto the Crown whereby any animal on board such conveyance may not be introduced into Tonga while such conveyance remains in Tonga unless permitted by a veterinary officer.
- (2) The quarantine bond for animals shall be in Form 9.

## **PLACEMENT IN QUARANTINE**

11. (1) Where an Inspector is not satisfied that the imported goods are free of animal disease or quarantine pests, he shall advise, where appropriate, the importer or his agent, the Collector of Customs, the Harbour Master or the Postmaster that the goods are to be held under quarantine and not released to the importer or his agent until such time as a veterinary officer is satisfied that the disease or quarantine pest has been eliminated.
- (2) Where animal products or other goods are held following interception, the Inspector shall make a report on Form 2.

(3) Where animal products or other goods are held under this Regulation, the owner or importer shall contact the quarantine office specified on Form 2 within 30 days. Should the owner or importer fail to do so, the goods may be seized and destroyed on the order of :

(a) an Inspector where the declared value of the imported goods does not exceed \$200.

(b) the Director in all other cases.

(4) (a) Upon seizing animal products or other goods which have a declared value which does not exceed \$200 an Inspector shall prepare a quarantine destruction/re-export notice on Form 4 prior to the destruction of the goods.

(b) Upon seizing animal products or other goods which have a declared value in excess of \$200 and before destruction of the goods an Inspector shall prepare a quarantine destruction/re-export notice on Form 4 and submit such form to the Director for his order.

### **PERFORMANCE OF QUARANTINE**

12. (1) The Director shall require for all imported live animals; inspection on arrival; treatment as appropriate; establishment in post-entry quarantine; or such other conditions as may be determined by the Director, taking due account of the risks of importing animal disease and quarantine pests. Imported animals are to remain in post-entry quarantine until the Director is satisfied that the imported animals are free of animal disease or quarantine pests.

(2) Animals, animal products and goods in quarantine shall be under the control of a veterinary officer.

(3) The Director may order that any animal showing any sign of disease whilst in quarantine is destroyed or subjected to any diagnostic or investigatory test or procedure.

### **QUARANTINE GROUNDS**

13. (1) The Director may appoint an Inspector or a veterinary officer as officer in charge of any quarantine ground declared under section 4 of the Act.

(2) No person shall enter a quarantine ground, quarantine station or quarantine zone without the written consent of the Director or officer in charge.

(3) Any person damaging, interfering with, or in any way undermining the effectiveness of any measures taken to secure a quarantine ground, or interfering with any animals, animal products and goods therein, shall be guilty of an offence under these Regulations.

(4) The Director, or the officer in charge may lock, seal or otherwise prevent the entry to and exit from any quarantine ground.

### **REMOVAL FROM QUARANTINE**

14. No person shall remove animals, animal products or goods from any quarantine ground without the written consent of the Director.

## **SAMPLING, TESTING, ETC.**

15. An Inspector may take any sample, make any test, fumigate, disinfect, or in any way treat any animals, animal products or goods subject to quarantine and any vessels carrying the same at any time that such animal, animal products or goods are subject to quarantine control, or may order that such action is taken.

## **RELEASE OF ANIMALS, ANIMAL PRODUCTS OR GOODS**

16. Provided all other requirements of these Regulations for the import of animals, animal products or goods have been met and subsequent to satisfactory inspection or satisfactory conclusion of a treatment, an Inspector shall advise, where appropriate the importer or his agent, the Collector of Customs, the Harbour Master or the Postmaster on Form 3, that all requirements of these Regulations have been met and the imported animals, animal products or goods may be released to the importer, owner or agent.

## **EXPENSES OF TRANSPORT, STORAGE, UNPACKING AND TREATMENT**

17. Prior to the release of any imported animals, animal products or goods, the importer, owner or agent may be required by an Inspector to provide for or meet the cost of transport, unpacking, security, storage, treatment, testing or maintenance in post-entry quarantine.

## **SEIZURE AND DESTRUCTION**

18. (1) Any animals, animal products or goods imported without a permit or in breach of a prohibition on importation may be seized by an Inspector and destroyed on the order of:

- (a) an Inspector where the declared value of the imported goods does not exceed \$200;
- (b) the Director in all other cases.

(2) (a) Upon seizing animals, animal products or goods which have a declared value which does not exceed \$200 an Inspector shall prepare a quarantine destruction/re-export notice on Form 4 prior to the destruction of the goods.

- (b) Upon seizing animals, animal products or goods which have a declared value in excess of \$200 and before destruction of the goods an Inspector shall prepare a quarantine destruction/re-export notice on Form 4 and submit such form to the Director for his order.

## **ANIMALS, ANIMAL PRODUCTS, GOODS OR REGULATED MATERIAL MAY BE ORDERED BACK INTO QUARANTINE**

19. (1) An Inspector may examine any animal, animal products, goods or regulated material that have been released from quarantine;

- (2) Where, after examination of such animals, animal products, goods or regulated material, the Inspector is of the opinion that there is danger of spreading a quarantine pest he may order the animal, animal product, goods or regulated material back into quarantine for tests or treatment as prescribed and the importer shall meet all costs.

## **APPLICATION FOR PERMIT TO IMPORT**

20. (1) Every application for a permit to import live animals or animal products under section 6 of the Act shall be in writing in Form 1 and shall include:

- (a) the full name, residential address and postal address of the importer;
- (b) the name and address of the exporter or supplier of the animals or animal products;
- (c) full details of the animals or animal products proposed to be imported; and
- (d) mode of transport, port of entry and approximate date of arrival.

(2) A separate application form shall be required to be completed for each species proposed to be imported.

## **ISSUE OF PERMITS**

21. (1) Every permit to import live animals shall be issued in writing in Form 5 and shall be subject to the general conditions set out in Regulation 27.

(2) Every permit to import animal products shall be issued in writing in Form 6 and shall be subject to the general conditions set out in Regulation 39.

(3) The fee payable for the issuance of a permit to import live animals or animal products shall be as specified in the Second Schedule.

## **IMPORTATIONS BY GOVERNMENT**

22. Official importations are subject to the prohibitions and restrictions in these Regulations.

## **MULTIPLE IMPORTATIONS PERMITS**

23. (1) The Director may grant or authorise the granting of import permits valid for multiple importations of the same commodity where it is in his opinion expedient so to do providing at all times that such permits do not result in an increased quarantine risk.

(2) Such permits may be cancelled at any time without notice.

## **GENERAL IMPORT PERMITS**

24.(1) The Director may grant or authorise the granting of general import permits valid for unlimited importations of a specified commodity by unspecified importers where it is in his opinion expedient so to do providing at all times that such permits do not result in an increased quarantine risk.

(2) Such permits shall be issued in writing in Form 10 and may be cancelled at any time without notice.

## **GENERAL EXEMPTIONS**

25. The following items may be imported without a permit:
- (a) fully manufactured foods, hermetically sealed and not requiring refrigeration for permanent storage, but excluding foods preserved only by drying;
  - (b) fully manufactured personal clothing and footwear;
  - (c) fully tanned or processed leather, feather, fleece and hair goods except used saddlery, harnesses and other equipment used with animals;
  - (d) all fish and fish products with the exception of live fish;

## **POWERS OF THE DIRECTOR**

26. In addition to any powers under the Act or Regulations:
- (a) the Director may in writing delegate specific powers designated in the Act and these Regulations to nominated persons within the Ministry of Agriculture and Forestry and these delegations will remain effective until revoked in writing;
  - (b) the Director cannot delegate his power of delegation;
  - (c) the Director shall determine appropriate conditions for the entry of animals, animal products and goods so as to prevent the introduction of animal diseases and quarantine pests into Tonga as far as is reasonably practicable and desirable for the benefit of public and animal health and livestock production generally and to preserve the flora and fauna.

## **PART III - ENTRY OF ANIMALS AND ANIMAL PRODUCTS INTO TONGA**

### **GENERAL CONDITIONS OF PERMIT TO IMPORT LIVE ANIMALS**

27. (1) Every permit for the importation of live animals, including embryos and ova, shall be subject to the following conditions in addition to the relevant provisions of the Act and these Regulations:
- (a) the first port of entry into Tonga shall be specified in the import permit;
  - (b) the time and date of embarkation, the estimated time and date of arrival in Tonga and the airline/flight number or ship/voyage number shall be advised to the Director at the earliest possible time and no later than one working day before embarkation of the animals for Tonga;
  - (c) all animals shall be consigned to Tonga as manifested cargo unless specific provision has been made in the import permit otherwise;
  - (d) the facilities for the transport of animals shall comply with the Recommendations for Transport of Live Animals of the O.I.E. and the International Air Transport Association Live Animal Regulations, as appropriate, and with any other code of practice for the welfare of animals in transit from time to time recognised in Tonga;



- (e) all importations of animals are to be accompanied by-
- (i) the import permit issued for that importation;
  - (ii) a declaration signed by the owner or exporter of the animals providing such information and guarantees as may be required regarding the identification, history and origin of the animals;
  - (iii) an international animal health certificate signed and stamped by an official veterinary officer of the exporting country certifying the state of good health of the animals and giving particulars, where applicable of the biological tests to which the animals have been subjected, the vaccinations carried out on the animals which are the subject of the certificate and any measures taken to prevent the spread of disease;
- (f) unless special provision has been made in the import permit otherwise all animals shall be transported directly without trans-shipment, off-loading or contact with animals not the subject of the same import permit or animals not of equivalent certified health status from the port of departure to the port of arrival in Tonga;
- (g) the death, loss or sickness of any animals during the voyage shall be notified to an Inspector immediately on arrival in Tonga by the person in charge of the vessel or aircraft;
- (h) all food stuffs, litter, manure, straw or bedding and packing material, crates, containers or any other related articles shall be off-loaded only on the instructions of an Inspector, who may order their cleaning, disinfection, destruction, incineration or other means of disposal;
- (i) all animals and documents shall be inspected on arrival by a veterinary officer, except that in the case of animals imported under general or multiple import permits, a veterinary officer may delegate such inspections to an Inspector;
- (j) no animal shall be released from quarantine unless the veterinary officer, or his delegate in the case of animals imported under general or multiple permits, is satisfied that the import is in accordance with the provisions of the Act and any Regulations made thereunder, that all conditions of the import permit have been met up to the time of arrival in Tonga and that any tests, treatments or period of detention in quarantine have been completed to the satisfaction of a veterinary officer;
- (k) the import permit shall not be transferable;
- (l) the import permit may be cancelled or amended at any time after issue and before arrival of the animals concerned in Tonga should the animal health or quarantine status of the country of origin change or be reported to have changed in the meantime; and
- (m) all costs and expenses of, and attendant upon, any importation including any documentation, tests, inspections, treatments, detention in quarantine, destruction or re-export, or of any other procedure or action taken or brought about under the provisions of the Act or any Regulation made thereunder shall be borne by the importer and no compensation shall be payable by the Crown for any loss or reduction in value caused by such action;
- (2) In the case of any O.I.E. List A or List B disease or for any communicable disease which is considered to be of socio-economic or public health importance or is significant in the international trade of livestock and livestock products or for any communicable diseases with important socio-economic or sanitary influence at the national level and which affect live animals and for which export health certification conditions have not been prescribed in these Regulations: either:

- (i) that the exporting country is free from such disease and that no case of such disease was officially reported during the six months immediately preceding the importation of the animals concerned, or:
- (ii) where the exporting country is not free from any such disease referred to in the preceding sub-Regulation and export health certification conditions have not been prescribed in these Regulations, the Director shall attach such conditions to the import permit as will be, in his opinion, sufficient safeguard against the introduction of such disease. Such conditions shall not be less than those recommended in the International Animal Health Code of the O.I.E.

### **IMPORTATION OF DOGS**

28. (1) For the importation of dogs the presentation of an international animal health certificate is required, attesting that the animals:

- (a) were examined within 24 hours of shipment, found to be in good health and showed no sign of any infectious disease;
- (b) have been effectively vaccinated against distemper, hepatitis and canine parvovirus at least one month and not more than three months before shipment;
- (c) have been effectively treated against echinococcosis-hydatidosis within three days of shipment;
- (d) have been effectively treated against round, hook and whipworms within three days of shipment;
- (e) have been effectively treated against, and found on examination to be visibly free of, all ectoparasites within three days of shipment;
- (f) showed no clinical sign of rabies on the day of shipment, and were kept since birth or for the six months prior to shipment in the exporting country provided that no case of rabies was officially reported in the exporting country during the two years immediately preceding the importation of the animals concerned.

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to a quarantine ground or other premises approved by the Director, where the animals shall remain until they are released by a veterinary officer.

### **IMPORTATION OF CATS**

29. (1) For the importation of cats the presentation of an international animal health certificate is required attesting that the animals:

- (a) were examined within 24 hours of shipment, found to be in good health and showed no sign of any infectious disease;
- (b) have been effectively vaccinated against feline panleucopaenia at least one month and not more than twelve months before shipment, and feline viral rhinotracheitis / calici virus at least one month and not more than three months before shipment;
- (c) have been effectively treated against echinococcosis-hydatidosis within three days of shipment;

(d) have been effectively treated against round, hook and whipworms within three days of shipment;

(e) have been effectively treated against, and found on examination to be visibly free of, all ectoparasites within three days of shipment;

(f) showed no clinical sign of rabies on the day of shipment, and were kept since birth or for the six months prior to shipment in the exporting country provided that no case of rabies was officially reported in the exporting country during the two years immediately preceding the importation of the animals concerned.

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to a quarantine ground or other premises approved by the Director, where the animals shall remain until they are released by a veterinary officer.

### **IMPORTATION OF CATTLE**

30. (a) For the importation of cattle the presentation of an international animal health certificate is required attesting that the animals:

(b) were examined in daylight within 24 hours of shipment, found to be in good health and showed no clinical sign of any disease, including skin diseases and external parasites;

(c) were kept since birth or for at least the six months prior to shipment in the exporting country which is free from foot and mouth disease, rabies, contagious bovine pleuropneumonia, and where these diseases are notifiable;

(d) were kept since birth or for at least the 30 days prior to shipment in the exporting country which is free from rinderpest, Rift Valley fever, vesicular stomatitis and lumpy skin disease, and where these diseases are notifiable;

(e) were kept since birth or for the two months prior to shipment in the exporting country, or a part of the territory of the exporting country, which is officially free from bluetongue, *Boophilus microplus* and *Boophilus annulatus* infection;

(f) have undergone dipping or spraying with an effective insecticide on two occasions at seven day intervals, the last being within 48 hours of shipment;

(g) have been treated with an effective anthelmintic on two occasions at 21 day intervals, the last being within 48 hours of shipment;

(h) have for the 30 days prior to shipment been held in an official quarantine establishment during which time the animals were maintained in complete isolation, subjected to regular veterinary observation and at no time during which did either they or any other animals in the same quarantine establishment show any sign of disease.

(i) come from a herd in which no clinical sign of bovine brucellosis was officially reported during the six months prior to shipment;

(j) come from a country or part of the territory of a country free from bovine brucellosis, and showed negative response to effective tests for bovine brucellosis during the 30 days prior to shipment;

(k) come from a country or part of the territory of a country officially free from bovine tuberculosis, and showed negative response to an effective test for bovine tuberculosis during the thirty days prior to shipment;

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to a quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

### **IMPORTATION OF SMALL RUMINANTS (SHEEP AND GOATS)**

31.(1) For the importation of small ruminants (sheep and goats) the presentation of an international animal health certificate is required attesting that the animals:

(a) were examined in daylight within 24 hours of shipment, found to be in good health and showed no clinical sign of any disease, including skin diseases and external parasites;

(b) were kept since birth or for at least the six months prior to shipment in the exporting country which is free from foot and mouth disease, rabies, rinderpest, Rift Valley fever, peste des petits ruminants, sheep pox and goat pox, and where these diseases are notifiable;

(c) were kept since birth or for the two months prior to shipment in the exporting country, or a part of the territory of the exporting country, which is officially free from bluetongue, *Boophilus microplus* and *Boophilus annulatus* infection;

(d) have undergone dipping or spraying with an effective insecticide on two occasions at seven day intervals, the last being within forty-eight hours of shipment;

(e) have been treated with an effective anthelmintic on two occasions at 21 day intervals, the last being within 48 hours of shipment;

(f) have for the 30 days prior to shipment been held in an official quarantine establishment during which time the animals were maintained in complete isolation, subjected to regular veterinary observation and at no time either they or any other animals in the same quarantine establishment showed any sign of disease; and either

(g) (i) were kept since birth or for at least 30 days prior to shipment in the exporting country which is free from peste des petits ruminants, sheep pox and goat pox, and where these diseases are notifiable; or

(ii) were kept since birth or for at least 30 days prior to shipment in a quarantine station where no case of peste des petits ruminants, sheep pox and goat pox was officially reported during the period and neither the establishment of origin or the quarantine station are situated in an infected zone for these diseases; and either

(h) (i) come from a country or part of a country free from caprine or ovine brucellosis; or

(ii) come from a sheep or goat flock free from caprine or ovine brucellosis.

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to a quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

### **IMPORTATION OF DOMESTIC HORSES**

32.(1) For the importation of domestic horses, the presentation of an international animal health certificate is required attesting that the animals:

(a) were examined in daylight within 24 hours of shipment, found to be in good health and showed no clinical sign of any disease, including skin diseases, mange and external parasites;

(b) were kept since birth or for the six months prior to shipment in the exporting country which is free from rabies, where rabies is a notifiable disease and no case of rabies was officially reported during the past two years;

(c) were kept since birth or for the two months prior to shipment in a part of the territory of the exporting country which is free from *Boophilus microplus* and *Boophilus annulatus* infection;

(d) were kept since birth or for at least the forty days prior to shipment in the exporting country which is free from African Horse Sickness, where African Horse Sickness is a notifiable disease, and where no case of African Horse Sickness has been confirmed and no vaccination against African Horse Sickness has been practiced for the past two years;

(e) were kept since birth or for at least the thirty days prior to shipment in the exporting country which is free from vesicular stomatitis, where vesicular stomatitis is a notifiable disease and no clinical, epidemiological or other evidence of vesicular stomatitis has been found during the past two years;

(f) have undergone dipping or spraying with an effective insecticide on two occasions at seven day intervals, the last being within 48 hours of shipment;

(g) have been treated with an effective anthelmintic on two occasions at 21 day intervals, the last being within 48 hours of shipment;

(h) have for the 30 days prior to shipment been held in an official quarantine establishment during which time the animals were maintained in complete isolation, subjected to regular veterinary observation and at no time during which did either they or any other animals in the same quarantine establishment show any sign of disease.

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to a quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

## **IMPORTATION OF DOMESTIC PIGS**

33.(1) For the importation of domestic pigs the presentation of an international animal health certificate is required attesting that the animals:

(a) were examined in daylight within 24 hours of shipment, found to be in good health and showed no clinical sign of any disease, including skin diseases, mange and external parasites;

(b) were kept since birth or for the six months prior to shipment in the exporting country which is free from rabies, foot and mouth disease, rinderpest, vesicular stomatitis, swine vesicular disease, African swine fever and classical swine fever (hog cholera) and where these diseases are notifiable and no case of any of these diseases was officially reported during the past two years;

(c) have for the 30 days prior to shipment been held in an official quarantine establishment during which time the animals were maintained in complete isolation, subjected to regular veterinary observation and at no time during which did either they or any other animals in the same quarantine establishment show any sign of disease;

(d) have undergone dipping or spraying with an effective insecticide on two occasions at seven day intervals, the last being within 48 hours of shipment;

(e) have been treated with an effective anthelmintic on two occasions at 21 day intervals, the last being within 48 hours of shipment;

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to the quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

### **IMPORTATION OF BIRDS**

34. (1) Birds shall be identified in their scientific name by genus and species in both the application to import and in the international animal health certificate.

(2) For the importation of domestic birds the presentation of an international animal health certificate is required attesting that the birds:

(a) showed no clinical sign of disease on the day of shipment;

(b) come from establishments which are regularly inspected by the veterinary authority;

(c) have been kept in a country, or a part of the territory of the exporting country free from Newcastle disease and avian influenza since they were hatched or for at least the past 21 days; and either

(i) have not been vaccinated against Newcastle disease, avian influenza, infectious bursal disease (Gumboro disease), avian infectious bronchitis, avian infectious laryngotracheitis or fowl cholera; or

(ii) have been vaccinated against Newcastle disease, avian influenza, infectious bursal disease, avian infectious bronchitis, avian infectious laryngotracheitis, Marek's disease or fowl cholera using a vaccine complying with internationally accepted standards, the nature of the vaccine used and the date of vaccination to be stated in the international animal health certificate;

(d) if they have not been vaccinated against infectious bursal disease come from an establishment free from infectious bursal disease;

(e) come from establishments free from avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera;

(f) come from establishments free from pullorum-typhoid disease; and

(g) have been tested negative to pullorum-typhoid disease and have been kept in a quarantine station for not less than 21 days prior to shipment;

(h) if of the psittacidae family showed no clinical sign of psittacosis-ornithosis on the day of shipment; and were kept under veterinary supervision for the 45 days prior to shipment and were effectively treated against psittacosis-ornithosis.

(3) As soon as the birds arrive in Tonga they shall immediately be taken under the control of a veterinary officer to the quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

## **IMPORTATION OF DAY OLD CHICKS**

35. For the importation of day-old chicks, turkey poulters and other newly hatched avian species, the presentation of an international animal health certificate is required attesting that the newly hatched birds:

- (a) come from establishments which are regularly inspected by the veterinary authority;
- (b) come from hatcheries situated in a country free from Newcastle disease and avian influenza and neither the newly hatched birds, nor their parents, have been vaccinated against Newcastle disease or avian influenza using a modified live virus vaccine;
- (c) either -
  - (i) come from hatcheries situated in a country free from infectious bursal disease (Gumboro disease); or
  - (ii) come from establishments which are recognised as being free from infectious bursal disease following tests for the detection of precipitating antibodies and in which vaccination against infectious bursal disease is not practiced on the parent stock and have not been vaccinated against infectious bursal disease; or
  - (iii) were vaccinated against infectious bursal disease using a vaccine complying with internationally accepted standards, the nature of the vaccine used and the date of vaccination to be stated in the international animal health certificate; or
  - (iv) come from a flock in which vaccination against infectious bursal disease is practiced on the parent stock;
- (d) were vaccinated against Marek's disease, the nature of the vaccine to be stated in the international animal health certificate;
- (e) either -
  - (i) come from establishments or hatcheries which are recognised as being free from pullorum-typhoid disease, avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera; or
  - (ii) come from establishments or hatcheries in which vaccination against avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera is not practiced on the parent stock or have not been vaccinated against avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera; or
  - (iii) were vaccinated against avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera - the nature of the vaccine used and the date of vaccination to be stated in the international animal health certificate; or
  - (iv) come from establishments or hatcheries in which vaccination against avian infectious bronchitis, avian infectious laryngotracheitis and fowl cholera is practiced on the parent stock;
- (f) come from establishments or hatcheries which are recognised as being free from avian tuberculosis;
- (g) showed no sign of mycoplasmosis on the day of shipment, originate exclusively from eggs produced by birds from establishments free from mycoplasmosis, and are shipped in clean, not previously used packages.

## **IMPORTATION OF HATCHING EGGS**

36. For the importation of hatching eggs the presentation of an international animal health certificate is required attesting that the hatching eggs:

- (a) come from establishments or hatcheries situated in a country free from Newcastle disease and avian influenza;
- (b) come from establishments or hatcheries which are regularly inspected by the veterinary authority;
- (c) come from establishments in which vaccination against Marek's disease is practiced, the nature of the vaccine used shall also be stated in the certificate;
- (d) originate exclusively from birds kept in establishments free from mycoplasmosis;
- (e) come from establishments or hatcheries which are recognised as being free from pullorum-typhoid disease and avian tuberculosis;
- (f) have been disinfected in accordance with internationally accepted standards, are correctly identified and are shipped in clean, not previously used packages.

#### **IMPORTATION OF RODENTS AND RABBITS**

37. (1) For the importation of rodents and rabbits the presentation of an international animal health certificate is required attesting that the animals:

- (a) have been effectively treated against and found on examination to be visibly free of, all ectoparasites within 3 days of shipment;
- (b) showed no sign of tularaemia on the day of shipment, and were kept since birth or for the six months prior to shipment in the exporting country where no case of tularaemia was officially reported during the past 2 years.
- (c) rabbits showed no sign of myxomatosis on the day of shipment, and were kept since birth or for the six months prior to shipment in an establishment where no case of myxomatosis was officially reported during the past 2 years.
- (d) have been treated with an effective anthelmintic on two occasions at 21 day intervals, the last being within 48 hours of shipment;

(2) As soon as the animals arrive in Tonga they shall immediately be taken under the control of a veterinary officer to the quarantine ground or other premises approved by the Director, where the animals shall remain until released by a veterinary officer.

#### **IMPORTATION OF EMBRYOS/OVA OF DOMESTIC RUMINANTS AND PIGS**

38.(1) For the importation of embryos/ova of domestic ruminants and pigs the presentation of an international animal health certificate is required attesting that:

- (a) the donor females and all other animals in the herd of origin showed no clinical sign of disease during the 24 hours prior to departure to the collection unit and for the following 30 days;



- (b) the donor females were kept in a country or part of the territory of a country free from bluetongue since birth and were kept in the same herd for at least the 40 days prior to departure to the collection unit;
  - (c) the donor females were kept in the same herd in a country free from foot and mouth disease and rinderpest for at least the 30 days prior to departure to the collection unit;
  - (d) the donor females were fertilised with semen meeting the requirements for the importation of semen into Tonga;
  - (e) the collection unit remained free from foot and mouth disease, rinderpest and bluetongue during the 40 days following collection;
- (2) embryos/ova must be collected, washed, treated, examined for intact zona pellucida, otherwise handled and transported according to International Codes of Practice.

## **IMPORTATION OF ALL OTHER ANIMAL PRODUCTS AND RELATED ARTICLES**

39. For the importation of animal products and related articles generally:

- (a) the first port of entry into Tonga shall be specified in the import permit;
- (b) unless accompanied by a passenger, all animal products and related articles shall be consigned to Tonga as manifested cargo unless specific provision has been made in the import permit otherwise;
- (c) unless accompanied by a passenger, all importations of animal products and related articles are to be accompanied by -
  - (i) the import permit issued for that importation; and
  - (ii) an international health certificate signed and stamped by an official veterinary officer of the exporting country certifying the state of good health of the animal products and related articles and giving particulars where applicable of any measures taken to prevent the spread of disease;
- (d) all animal products and related articles shall be inspected on arrival by an Inspector;
- (e) only when the Inspector is satisfied, following the inspection prescribed in (d) above, that the import is in accordance with the provisions of the Act or of any Regulations made under it, that all conditions of the import permit have been met up to the time of importation and that no period of quarantine detention, treatments or tests are required shall a Quarantine Release be issued;
- (f) unless a Quarantine Release is issued according to the provisions of (e) above, all animal products and related articles will be detained under quarantine control until further notice and be subjected to any test, treatment, disinfection or fumigation required;
- (g) if animal products and related articles are imported or introduced into Tonga in contravention of the provisions of the Act, of any Regulation made thereunder, or of any conditions of the import permit, a veterinary officer may order, to be seized, destroyed, disposed of or re-exported at the owner's expense;
- (h) any import permit granted may be cancelled or amended at any time after issue and before arrival of the animal products and related articles in Tonga should the animal health and/or quarantine status of the country of origin change or be reported to have changed in the meantime;

- (i) all costs and expenses of and attendant upon any importation including any documentation, tests, inspections, treatments, detention in quarantine, destructions or re-export, or of any other procedure or action taken or brought about under the provisions of the Act or any Regulation made thereunder, shall be borne by the importer and no compensation shall be payable for any loss or reduction in value caused by such action.

#### **IMPORTATION OF SEMEN OF DOMESTIC RUMINANTS**

40. (1) For the importation of the semen of domestic ruminants the presentation of an international animal health certificate is required attesting that the donor animals:

- (a) showed no clinical sign of disease on the day of collection and, except for fresh semen, for the following 30 days;

- (b) were kept in a country free from foot and mouth disease, rinderpest and peste des petits ruminants, for not less than six months prior to collection;

- (c) were kept in a country or part of the territory of a country free from bluetongue;

(2) The following additional requirements shall apply to bovine semen -

- (a) were kept in a country free from lumpy skin disease;

- (b) were kept in the exporting country for the thirty days prior to collection, in an establishment or AI centre where all animals are officially free from bovine tuberculosis; and

(c) either

- (i) when the semen comes from an AI centre, the testing programme includes appropriate and effective tests for bovine brucellosis; or

- (ii) when the semen does not come from an AI centre, the donor animals come from a country or part of the territory of a country free from bovine brucellosis;

(3) The following additional requirement shall apply to sheep and goat semen -

- (a) were kept in a country free from sheep pox and/or goat pox, for not less than six months prior to collection.

#### **IMPORTATION OF SEMEN OF PIGS**

41. For the importation of the semen of domestic pigs the presentation of an international animal health certificate is required attesting that the donor animals:

- (a) showed no clinical sign of disease on the day of collection and, except for fresh semen, for the following 30 days;

- (b) were kept in a country free from foot and mouth disease, rinderpest, swine vesicular disease, African swine fever and classical swine fever for not less than six months prior to collection;

#### **IMPORTATION OF NON-COMMERCIAL CONSIGNMENTS OF FOOD PRODUCTS OF ANIMAL ORIGIN AS ACCOMPANIED PASSENGERS' BAGGAGE**

42. The importation of non-commercial consignments of food products of animal origin as accompanied passengers' baggage are subject to the following conditions:

- (a) unless otherwise varied by the issue of a general import permit under Regulation 24(1) and subject to any exemption issued under Regulation 25 an import permit shall be required for all food products of animal origin imported by a passenger;
- (b) food products of animal origin imported by a passenger shall comply with all provisions of Regulation 39 except sub-paragraphs (a), (b) and (c)(ii) from which they shall be exempt;
- (c) all food products of animal origin imported by a passenger must be commercially produced, packaged and sealed, and must be labelled in English by the manufacturer clearly stating the name of the packer or manufacturer, the contents, the quantity and country of origin; and
- (d) under the provisions of this Regulation the total quantity of food products of animal origin which may be imported by a passenger on any single occasion shall not exceed 10 kg per adult passenger.

#### **IMPORTATION OF UNSTERILISED MEAT AND MEAT PRODUCTS DERIVED FROM DOMESTIC RUMINANTS**

43. For the importation of unsterilised meat and meat products derived from domestic ruminants the presentation of an international health certificate is required attesting that the entire consignment of meat comes from animals:

- (a) which have been kept in the country since birth, or have been imported from a country free from, foot and mouth disease, rinderpest and peste des petits ruminants; and
- (b) slaughtered in an abattoir, found to be healthy before and after slaughter, cut up in a cutting-up establishment, and considered to be fit for human consumption.

#### **IMPORTATION OF UNSTERILISED MEAT AND MEAT PRODUCTS DERIVED FROM PIGS**

44. For the importation of unsterilised meat and meat products derived from pigs, the presentation of an international health certificate is required attesting that the entire consignment of meat comes from animals:

- (a) which have been kept in the country since birth, or have been imported from a country free from, foot and mouth disease, rinderpest, swine vesicular disease, African swine fever and classical swine fever; and
- (b) slaughtered in an abattoir, found to be healthy before and after slaughter, cut up in a cutting-up establishment, and considered to be fit for human consumption.

#### **IMPORTATION OF UNSTERILISED MEAT AND MEAT PRODUCTS DERIVED FROM POULTRY:**

45. For the importation of unsterilised meat and meat products derived from poultry the presentation of an international health certificate is required attesting that the entire consignment of meat comes from birds:

- (a) which have been kept in an establishment free from Newcastle disease and avian influenza and not situated in an infected zone of these diseases;
- (b) in the case of meat and meat products, slaughtered in an abattoir not situated in an infected zone of Newcastle disease and/or avian influenza, found to be healthy before and after slaughter, cut up in a cutting-up establishment, and considered to be fit for human consumption.

### **IMPORTATION OF MILK AND MILK PRODUCTS**

46. (1) Unless otherwise varied by the issue of a general import permit under Regulation 24(1) and subject to any exemption issued under Regulation 25 an international animal health certificate shall be required for the importation of all milk and milk products attesting that the animals from which the milk and milk products were derived:

- (a) were kept since birth or for at least the 12 months prior to the collection of milk which was used in the manufacture of this shipment in the exporting country which is free from foot and mouth disease and where this disease is notifiable;
- (b) that vaccination against foot and mouth disease is not practiced;
- (c) that the milk and milk products were pasteurised at conventional heat treatment regimes during the manufacturing process.

(2) Passengers with infants shall be exempt from the provisions of sub-paragraph (1) with respect to a liquid milk or milk containing formula, in which case a maximum of one litre may be allowed for each accompanied child under two years of age. In the case of a powdered milk or milk containing formula a maximum of one kilogram shall be permitted for each accompanied child under two years of age.

### **IMPORTATION OF HONEY BEES**

47. For the importation of honey bees (*Apis mellifera*) the presentation of an international animal health certificate is required attesting that:

- (a) the honey bees in the consignment come from apiaries which are regularly inspected by government officers empowered for that purpose by the exporting country;
- (b) the exporting country or part of the territory of the exporting country, is free from Varroasis and Acariasis;
- (c) the exporting country or part of the territory of the exporting country, is free from American Foul Brood, European Foul Brood and Chalk Brood; and
- (d) the exporting country or part of the territory of the exporting country is free from evidence of Africanised bees.

### **IMPORTATION OF HONEY AND BEE PRODUCTS**

48. Unless otherwise varied by the issue of a general import permit under Regulation 24(1) and subject to any exemption issued under Regulation 25 the importation of honey and bee products shall be subject to the presentation of an international health certificate attesting that:

- (a) the honey and/or bee products in the consignment come from apiaries which are regularly inspected by government officers empowered for that purpose by the exporting country;

(b) the exporting country or part of the territory of the exporting country, is free from American Foul Brood, European Foul Brood and Chalk Brood; and

(c) all honey and/or bee products shall be commercially packed, in clean new containers, labelled in English by the packer clearly stating the name of the packer or manufacturer, the contents, the quantity and country of origin.

## **PART IV - EXPORT REQUIREMENTS**

### **INSPECTION OF EXPORTS**

49. (1) The Director may require that any animals, animal products and goods being exported be inspected by an Inspector or veterinary officer prior to export.

(2) Any animals, animal products, or related articles being exported may be detained until such time as the Inspector or veterinary officer is satisfied that such animals, animal products or goods meet with any terms and conditions of the importing country and in the case of animal products are of sufficient quality and wholesomeness.

### **ISSUE OF CERTIFICATES**

50. (1) An Inspector may issue an international animal health certificate based on inspection of animals, or in the case of animal products, an international health certificate, based on inspection performed at the request of an exporter and where such a certificate is a requirement of the importing country.

(2) The certificates are to be issued only for animals or animal products produced in Tonga, or for animals or animal products produced in another country where the entry of such animals or animal products is accompanied by an international animal health certificate or international health certificate as the case may be, issued by the relevant authority of the country of origin.

(3) The issue of an international animal health certificate or international health certificate as the case may be, shall not release the exporter from compliance with any import Regulations of the country to which the animals or animal products are consigned.

(4) The international animal health certificate used is to be based substantially on the model adopted by the O.I.E. and shall be in Form 7.

(5) The international health certificate shall be in Form 8.

## **PART V - MISCELLANEOUS**

### **FEES AND EXPENSES FOR ANIMAL QUARANTINE AND EXPORT OPERATIONS**

51. (1) Any inspection, treatment, transport, re-exportation, destruction or disposal of animals, animal products or goods shall be carried out at the expense of the importer or consignee in the case of imported animals or animal products, or exporter in the case of exported animals or animal products.

(2) If any animals, animal products or goods are required by these Regulations to be inspected, examined, treated or held in quarantine, the importer or consignee and, in the case of Part IV of these Regulations, the exporter, shall pay the fees set out in the Second Schedule.

### **FIRST SCHEDULE - FORMS**

Form 1 - Application for permit to import live animals/ animal products

Form 2 - Quarantine interception report

Form 3 - Quarantine release certificate

Form 4 - Quarantine destruction/re-export notice

Form 5 - Permit to import live animals

Form 6 - Permit to import animal products

Form 7 - Official certificate for export of live animals

Form 8 - Official certificate for meat and offal products

Form 9 - Quarantine bond - masters of vessels

Form 10 - General import permit for animal products

# FORM 1

[COAT OF ARMS]

## GOVERNMENT OF TONGA

Animal Diseases Act 1978

### APPLICATION FOR PERMIT TO IMPORT LIVE ANIMALS/ ANIMAL PRODUCTS (Animals (Importation) Regulations 2001, Regulation 20)

#### MINISTRY OF AGRICULTURE AND FORESTRY

1. Name of Applicant or Importer	5. Name of Exporter or Vendor
2. Address of Applicant or Importer	6. Address of Exporter or Vendor
3. Postal address of Applicant or Importer If the same as 2. write "as above"	7. Country of origin of animal / product
4. Signature of Applicant or Importer	8. Proposed date of arrival     /   /
	9. Method of importation     Sea /air/ mail*
	10. Port of entry into Tonga

11. Description and quantity of animal or animal product
--

Send this application to:
---------------------------

\* Delete whichever is not applicable

[COAT OF ARMS]

GOVERNMENT OF TONGA

MINISTRY OF AGRICULTURE AND FORESTRY

Animal Diseases Act, 1978

QUARANTINE INTERCEPTION REPORT

(Animals (Importation) Regulations 2001, Regulations 11(1) and (2))

The goods listed below have been detained for the following reason:

- Prohibited                       Import Permit required                       Quarantine Entry required
- Treatment required (Specify) .....
- Other Action (Specify) .....

Name and Address of Owner/Importer of Goods  
.....  
.....

Description and Quantity of Goods  
.....  
.....

Flight No/Voyage No/Mail                      Date of Arrival  
.....                      .....

.....  
Signature (Inspector)                      Date                      Official Stamp

Except where goods are to be held pending destruction or re-export please contact the Quarantine Office at  
..... on ..... (tel) to determine any fees due and how and where you may obtain your goods.  
**IF YOU FAIL TO CONTACT THE QUARANTINE OFFICE WITHIN 30 DAYS THE GOODS WILL BE DESTROYED**

**OWNER/IMPORTER INSTRUCTION/DECLARATION**

I, ..... being the owner/importer of the above goods agree:

- (i) to the destruction of the goods; or
- (ii) to lodge a Quarantine Entry/Application for an Import Permit for the goods; or
- (iii) to present a valid Import Permit for the goods; or
- (iv) to re-export the goods at my own expense; and
- (v) to pay for any quarantine action concerning the destruction/treatment/re-export or other action associated with the safe entry or disposal of these goods, as the case may be.

Further, I accept that every care will be taken in the application of any treatment but no responsibility can be taken for any damage that may result.

.....  
Signature (Owner/Importer)                      Date



[COAT OF ARMS]

**GOVERNMENT OF TONGA**

**MINISTRY OF AGRICULTURE AND FORESTRY**

Animal Diseases Act, 1978

**QUARANTINE RELEASE CERTIFICATE**

(Animals (Importation) Regulations 2001, Regulation 16)

**TO:**

Name and Address of Owner/Importer of Goods

.....  
.....

This is to certify that the goods listed below which arrived on the ship/aircraft ..... on  
..... (Date) have been inspected/treated/fumigated and are free to be collected on payment of the  
prescribed quarantine fees

Inspected on (Date)

.....

Treated/Fumigated with (Chemical/Concentration/Duration/Temperature)

.....

Description and Quantity of Goods

.....  
.....

Fees Payable: .....

.....  
Signature (Inspector)

.....  
Date

Official Stamp

**FORM 4**

No .....

[COAT OF ARMS]

**GOVERNMENT OF TONGA**

**MINISTRY OF AGRICULTURE AND FORESTRY**

Animal Diseases Act, 1978

**QUARANTINE DESTRUCTION/RE-EXPORT NOTICE**

(Animals (Importation) Regulations 2001, Regulation 18(2))

This is to advise you that the goods listed below are being held for destruction/re-export for the following reason:

Prohibited                       No Import Permit                       No Treatment available

Other Reason (Specify) .....

Name and Address of Owner/Importer of Goods  
.....  
.....

Description and Quantity of Goods  
.....  
.....

Port of Entry  
.....

Flight No/Voyage No/Mail                      Date of Arrival  
.....                      .....

The Above Goods are to be Re-exported by: (Date).....

.....                      .....

Signature (Inspector)                      Printed name                      Date

Official Stamp

(Office use only)

Your order is sought for:

Destruction of the above goods believed to be valued in excess of T\$200; or

.....                      .....

Signature (Inspector)                      Date

I order:

Destruction of the above goods believed to be valued in excess of T\$200; or

.....                      .....

Signature (Director of Agriculture and Forestry)                      Date

**FORM 5**

**Permit No.** .....

[COAT OF ARMS]

**GOVERNMENT OF TONGA**

Animal Diseases Act 1978

**PERMIT TO IMPORT LIVE ANIMALS**

(Animals (Importation) Regulations 2001, Regulation 21(1), 23(1))

**MINISTRY OF AGRICULTURE AND FORESTRY**

1. Importer	5. Country of origin
2. Address of Importer	6. Proposed date of arrival     /   /
3. Name of Exporter or Vendor	7. Method of importation     Sea /air/ mail*
4. Address of Exporter or Vendor	8. Port of entry into Tonga

This permit authorises the Importer to import the following live animal(s) from the country stated, subject to the conditions stated herein.

9. Description and quantity of animal(s)	
--	--

The general conditions of import printed on the back of this permit shall form all or part of the conditions of the importation.

This importation is also subject to additional attached conditions     YES / NO\*

This permit is valid until .....(Date)

.....  
Director of Agriculture and Forestry

Date .....

\* Delete whichever is not applicable

Official Stamp

## GENERAL CONDITIONS OF PERMIT TO IMPORT LIVE ANIMALS

1. Every permit for the importation of live animals, including embryos and ova, shall be subject to the following conditions in addition to the relevant provisions of the Animal Diseases Act 1978 and the Animals (Importation) Regulations:

(a) the time and date of embarkation, the estimated time and date of arrival in Tonga and the airline/flight number or ship/voyage number shall be advised to the Director at the earliest possible time and no later than one working day before embarkation of the animals for Tonga;

(b) all animals shall be consigned to Tonga as manifested cargo unless specific provision has been made in the import permit otherwise;

(c) the facilities for the transport of animals shall comply with the Recommendations for Transport of Live Animals of the O.I.E. and the International Air Transport Association Live Animal Regulations, as appropriate, and with any other code of practice for the welfare of animals in transit from time to time recognised in Tonga;

(d) all importations of animals are to be accompanied by-

(i) the import permit issued for that importation;

(ii) a declaration signed by the owner or exporter of the animals providing such information and guarantees as may be required regarding the identification, history and origin of the animals;

(iii) an international animal health certificate signed and stamped by an official veterinary officer of the exporting country certifying the state of good health of the animals and giving particulars, where applicable of the biological tests to which the animals have been subjected, the vaccinations carried out on the animals which are the subject of the certificate and any measures taken to prevent the spread of disease;

(e) unless special provision has been made in the import permit otherwise all animals shall be transported directly without trans-shipment, off-loading or contact with animals not the subject of the same import permit or animals not of equivalent certified health status from the port of departure to the port of arrival in Tonga;

(f) the death, loss or sickness of any animals during the voyage shall be notified to an Inspector immediately on arrival in Tonga by the person in charge of the vessel or aircraft;

(g) all food stuffs, litter, manure, straw or bedding and packing material, crates, containers or any other related articles shall be off-loaded only on the instructions of an Inspector, who may order their cleaning, disinfection, destruction, incineration or other means of disposal;

(h) all animals and documents shall be inspected on arrival by a veterinary officer, except that in the case of animals imported under general or multiple import permits, a veterinary officer may delegate such inspections to an Inspector;

(i) no animal shall be released from quarantine unless the veterinary officer, or his delegate in the case of animals imported under general or multiple permits, is satisfied that the import is in accordance with the provisions of the Animal Diseases Act 1978 and any Regulations made thereunder, that all conditions of the import permit have been met up to the time of arrival in Tonga and that any tests, treatments or period of detention in quarantine have been completed to the satisfaction of a veterinary officer;

(j) the import permit shall not be transferable;

(k) the import permit may be cancelled or amended at any time after issue and before arrival of the animals concerned in Tonga should the animal health or quarantine status of the country of origin change or be reported to have changed in the meantime; and

(l) all costs and expenses of, and attendant upon, any importation including any documentation, tests, inspections, treatments, detention in quarantine, destruction or re-export, or of any other procedure or action taken or brought about under the provisions of the Animal Diseases Act 1978 or any Regulation made thereunder shall be borne by the importer and no compensation shall be payable by the Crown for any loss or reduction in value caused by such action;

2. In the case of any O.I.E. List A or List B disease or for any communicable disease which is considered to be of socio-economic or public health importance or is significant in the international trade of livestock and livestock products or for any communicable diseases with important socio-economic or sanitary influence at the national level and which affects live animals and for which export health certification conditions have not been prescribed in these Regulations: either:

(i) that the exporting country is free from such disease and that no case of such disease was officially reported during the six months immediately preceding the importation of the animals concerned, or:

- (ii) where the exporting country is not free from any such disease referred to in the preceding subparagraph and export health certification conditions have not been prescribed in the Animals (Importation) Regulations, the Director shall attach such conditions to the import permit as will be, in his opinion, sufficient safeguard against the introduction of such disease. Such conditions shall not be less than those recommended in the International Animal Health Code of the O.I.E.

**FORM 6**

**Permit No.** .....

[COAT OF ARMS]

**GOVERNMENT OF TONGA**

Animal Diseases Act 1978

**PERMIT TO IMPORT ANIMAL PRODUCTS**

(Animals (Importation) Regulations, 2001, Regulations 21(2) and 23(1))

**MINISTRY OF AGRICULTURE AND FORESTRY**

1. Importer	5. Country of origin
2. Address of Importer	6. Proposed date of arrival     /   /
3. Name of Exporter or Vendor	7. Method of importation     Sea /air/ mail*
4. Address of Exporter or Vendor	8. Port of entry into Tonga

This permit authorises the Importer to import the following animal products from the country stated, subject to the conditions stated herein.

9. Description and quantity of animal product
---

The general conditions of import printed on the back of this permit shall form all or part of conditions of the importation.

This importation is also subject to additional attached conditions     YES / NO\*

This permit is valid until .....(Date)

.....  
Director of Agriculture and Forestry

Date .....

\* Delete whichever is not applicable

Official Stamp

## GENERAL CONDITIONS OF PERMIT TO IMPORT ANIMAL PRODUCTS AND RELATED ARTICLES

1. For the importation of animal products and related articles generally:

(a) unless accompanied by a passenger, all animal products and related articles shall be consigned to Tonga as manifested cargo unless specific provision has been made in the import permit otherwise;

(b) unless accompanied by a passenger, all importations of animal products and related articles are to be accompanied by -

(i) the **import permit** issued for that importation; and

(ii) an **international health certificate** signed and stamped by an official veterinary officer of the exporting country certifying the state of good health of the animal products and related articles and giving particulars where applicable of any measures taken to prevent the spread of disease;

(c) all animal products and related articles shall be inspected on arrival by an Inspector;

(d) only when the Inspector is satisfied, following the inspection prescribed in (c) above, that the import is in accordance with the provisions of the Animal Diseases Act 1978 or of any Regulations made under it, that all conditions of the import permit have been met up to the time of importation and that no period of quarantine detention, treatments or tests are required shall a Quarantine Release be issued;

(e) unless a Quarantine Release is issued according to the provisions of (d) above, all animal products and related articles will be detained under quarantine control until further notice and be subjected to any test, treatment, disinfection or fumigation required;

(f) if animal products and related articles are imported or introduced into Tonga in contravention of the provisions of the Animal Diseases Act 1978, of any Regulation made thereunder, or of any conditions of the import permit, a veterinary officer may order the goods to be seized, destroyed, disposed of or re-exported at the owner's expense;

(g) any import permit granted may be cancelled or amended at any time after issue and before arrival of the animal products and related articles in Tonga should the animal health and/or quarantine status of the country of origin change or be reported to have changed in the meantime;

(h) all costs and expenses of and attendant upon any importation including any documentation, tests, inspections, treatments, detention in quarantine, destructions or re-export, or of any other procedure or action taken or brought about under the provisions of the Animal Diseases Act 1978 or any Regulation made thereunder, shall be borne by the importer and no compensation shall be payable for any loss or reduction in value caused by such action.

2. The importation of non-commercial consignments of food products of animal origin as accompanied passengers' baggage are subject to the following conditions:

(a) unless otherwise varied by the issue of a general import permit under Animals (Importation) Regulation 24(1) and subject to any exemption issued under Regulation 25 an import permit shall be required for all food products of animal origin imported by a passenger;

(b) food products of animal origin imported by a passenger shall be admitted without an International Health Certificate where they comply with the conditions of import in all other respects;

(c) all food products of animal origin imported by a passenger must be commercially produced, packaged and sealed, and must be labelled in English by the manufacturer clearly stating the name of the packer or manufacturer, the contents, the quantity and country of origin; and

(d) under the provisions of this Regulation the total quantity of food products of animal origin which may be imported by a passenger on any single occasion shall not exceed 10 kg per adult passenger.

Exporter

**FORM 7**

No.

**GOVERNMENT OF TONGA**

Consignee

[COAT OF ARMS]

Animal Diseases Act, 1978  
Animals (Importation) Regulations 2001, Regulation 50 (4)  
**MINISTRY OF AGRICULTURE & FORESTRY**

**OFFICIAL CERTIFICATE FOR EXPORT OF LIVE ANIMAL(S)**

Country of Origin of Animal(s)

Port of Loading

Address/Reg. No of Export Establishment

Vessel/ Aircraft

Date of Departure

Port of Discharge

Final Destination

Species

Age

Sex

Breed

Marks and Description

Number

I certify that the animal(s) described above has/have been examined and found, by veterinary inspection, to be free from disease and external parasites. Official Stamp

Additional declaration:

Signature of Veterinary Officer  
Ministry of Agriculture and  
Forestry

Printed Name

Date



Exporter

**FORM 8**

No.

**GOVERNMENT OF TONGA**

Consignee

[COAT OF ARMS]

Animal Diseases Act, 1978  
Animals (Importation) Regulations 2001, Regulation 50 (5)  
**MINISTRY OF AGRICULTURE & FORESTRY**

**OFFICIAL CERTIFICATE FOR MEAT AND ANIMAL  
PRODUCTS**

Country of Origin of Goods

Port of Loading

Address/Reg. No of Export Establishment

Vessel/ Aircraft

Date of Departure

Port of Discharge

Final Destination

Marks, Numbers  
and Container No.

No. and Kind of Packages

Description of Goods

Quantity

I certify that the animal products specified above have been examined and found, by veterinary inspection, to be free from disease. Official Stamp

Additional Declaration:

Signature of Veterinary Officer  
Ministry of Agriculture and  
Forestry

Printed Name

Date

**FORM 9**

No .....

[COAT OF ARMS]

**GOVERNMENT OF TONGA**

**MINISTRY OF AGRICULTURE AND FORESTRY**

Animal Diseases Act, 1978

**QUARANTINE BOND - MASTERS OF VESSELS**

(Animals (Importation) Regulations 2001, Regulation 10)

I hereby declare that I am the person-in-charge [hereinafter called the "Master"] of the vessel ..... which is at present within the Territorial waters of the Kingdom of Tonga and which is expected to remain in such waters for .....days.

On board the said vessel I have the following animal/s:

.....  
.....  
.....

By this bond, I acknowledge that I am bound to His Majesty the King (who with his heirs and successors is herein included in the term "His Majesty") in the sum of one thousand Pa'anga to be paid to the Government of Tonga if I fail to fulfil the following conditions to which I agree:

1. I shall not allow the animal/s listed above to leave the said vessel but shall keep it/them on board in such secure manner as may be approved by a quarantine officer.
2. I shall not allow any dog or other animal to go or be taken on board or to come into contact with any animal on the said vessel which is the subject of this bond.
3. I have been informed and am aware that any contravention of this agreement or any failure to fully abide by any instruction of a Quarantine Officer in relation to the animal/s listed above may render such animal to be seized and destroyed and without prejudice to his liability under this bond.
4. It is further agreed, that the above mentioned bond will be void if within the period during which the said vessel is in the Territorial waters of the Kingdom of Tonga there is full compliance with the Animals (Importation) Regulations, 1997 and any instructions given by a Quarantine Officer.

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

Signature of the Master .....

Signed in the presence of .....(Quarantine Officer)  
.....[Printed Name]

Official stamp

**FORM 10**

No .....

[COAT OF ARMS]

**GOVERNMENT OF TONGA**

**MINISTRY OF AGRICULTURE AND FORESTRY**

Animal Diseases Act, 1978

**GENERAL IMPORT PERMIT FOR ANIMAL PRODUCTS**

(Animals (Importation) Regulations 2001, Regulation 24)

The animal products or goods which contain animal products in their manufacture or constitution and which are listed below are hereby permitted to be imported into Tonga subject to the following conditions or limitations or restrictions:

Description of Goods /Brand Name	Country of Origin or Source	Other Restrictions/Limitations

By Order,

.....  
Director of Agriculture and Forestry

Date .....

Official

Stamp

## SECOND SCHEDULE - FEES

Import permit for live animals	\$20.00
Import permit for animal products	\$4.00
Issue of an International Health Certificate for export of animal products	\$20.00
Issue of an International Animal Health Certificate for export of animals	\$20.00
Inspection and treatment of live animal for import or export	\$4.00 per half hour or part thereof for each officer performing the service
Care of animals in Government post-entry quarantine facility (per animal per day)	
Cat or dog	\$12.00
Pig	\$20.00
Cattle	\$25.00
Horse	\$25.00
Sheep/Goat	\$20.00
Bird	\$8.00
Other animal	Fee to be determined on application
Performance of a service for which a fee is not specified elsewhere in this schedule	\$4.00 per half hour or part thereof for each officer performing the service
Destruction of animal or animal product	\$0.40 per kilogram

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