

§92.6

9 CFR Ch. I (1–1–14 Edition)

- (i) Relevant changes in BSE legislation, compared to the previous year;
- (ii) The importation into the region during the year of cattle, processed animal protein, and products containing processed animal protein;
- (iii) Audit findings in rendering plants and feed mills that process ruminant material or material from mixed species that contains ruminant material, related to the prohibition of the feeding to ruminants of processed animal protein;
- (iv) Audit findings in rendering plants and feed mills that process non-ruminant material, related to the prohibition of the feeding to ruminants of processed animal protein;
- (v) Infractions at the types of facilities listed above;
- (vi) If and why, in light of the audit findings, there has been no significant exposure of cattle to the BSE agent through consumption of processed animal protein of bovine origin;
- (vii) Surveillance efforts;
- (viii) All clinical BSE suspects; and
- (ix) Any new cases of BSE.

(2) If APHIS at any time determines that a region no longer meets the criteria for the risk classification it had previously received, APHIS will remove the region from its list of regions so classified. If the OIE determines the region no longer meets the criteria for the risk classification it had previously received, APHIS may concur with the OIE determination or may request updated information from the region and determine whether to concur with the OIE decision APHIS will announce its intent in the FEDERAL REGISTER and accept public comment regarding that intent. Following review of any comments received, the Administrator will announce in the FEDERAL REGISTER his or her final determination regarding classification of the region, along with a discussion of and response to pertinent issues raised by commenters.

(Approved by the Office of Management and Budget under control number 0579–0393)

§92.6 Determination of the date of effective enforcement of a ruminant-to-ruminant feed ban.

(a) In order for APHIS to determine the eligibility of live bovines for importation from a region classified as

BSE negligible risk or BSE controlled risk, APHIS must determine the date from which a ban on the feeding of ruminant material to ruminants has been effectively enforced in the region. APHIS will base its determination of the date of effective enforcement on the information included in the dossier the region submitted when it requested to be classified regarding BSE risk. The information APHIS will consider will include, but not be limited to:

- (1) Policies and infrastructure for feed ban enforcement, including an awareness program for producers and farmers;
- (2) Livestock husbandry practices;
- (3) Disposition of processed animal protein produced from domestic bovines, including the feeding of such material to any animal species;
- (4) Measures taken to control cross-contamination and mislabeling of feed; and
- (5) Monitoring and enforcement of the ruminant-to-ruminant feed ban, including audit findings in rendering plants and feed mills that process ruminant material.

(b) After conducting its evaluation, APHIS will announce in the FEDERAL REGISTER for public comment the date APHIS considers to be the date of effective enforcement of a ruminant-to-ruminant feed ban in the requesting region, and will make available to the public the evaluation conducted by APHIS, as well as the supporting documentation. Following review of any comments received, the Administrator will announce his or her final determination in the FEDERAL REGISTER, along with a discussion of and response to pertinent issues raised by commenters.

§92.7 Incorporation by reference.

(a) Certain material is incorporated by reference into this part with the approval of the Director of the Federal Register under 5 U.S.C. 552(a) and 1 CFR part 51. To enforce any edition other than that specified in this section, USDA must publish notice of change in the FEDERAL REGISTER and the material must be available to the public. All approved material is available for inspection at the Animal and Plant Health Inspection Service

(APHIS), and is available from the sources listed below. For information about the availability of this material at APHIS, call 301-851-3300 or write to National Import Export Services, 4700 River Road Unit 38, Riverdale, MD 20737. It is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030 or go to http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(b) World Organization for Animal Health (OIE), 12, rue de Prony 75017 Paris, France, or email oiie@oiie.int, http://www.oiie.int/eng/normes/Mcode/en_sommaire.htm.

(1) Terrestrial Animal Health Code, Chapter 11.5—Bovine Spongiform Encephalopathy, Article 11.5.22 (Surveillance activities), 22nd Edition, 2013.

(2) [Reserved]

(Approved by the Office of Management and Budget under control number 0579-0393)

PART 93—IMPORTATION OF CERTAIN ANIMALS, BIRDS, FISH, AND POULTRY, AND CERTAIN ANIMAL, BIRD, AND POULTRY PRODUCTS; REQUIREMENTS FOR MEANS OF CONVEYANCE AND SHIPPING CONTAINERS

Subpart A—Birds

Sec.

- 93.100 Definitions.
- 93.101 General prohibitions; exceptions.
- 93.102 Ports designated for the importation of birds.
- 93.103 Import permits for birds; and reservation fees for space at quarantine facilities maintained by APHIS.
- 93.104 Certificates for pet birds, commercial birds, zoological birds, and research birds.
- 93.105 Inspection at the port of entry.
- 93.106 Quarantine requirements.

CANADA

- 93.107 Special provisions.

Subpart B—Poultry

- 93.200 Definitions.
- 93.201 General prohibitions; exceptions.
- 93.202 Inspection of certain aircraft and other means of conveyance and shipping

containers thereon; unloading, cleaning, and disinfection requirements.

- 93.203 Ports designated for the importation of poultry.
- 93.204 Import permits for poultry and for poultry test specimens for diagnostic purposes; and reservation fees for space at quarantine facilities maintained by APHIS.
- 93.205 Certificate for live poultry and hatching eggs.
- 93.206 Declaration and other documents for poultry.
- 93.207 Inspection at the port of entry.
- 93.208 Articles accompanying poultry.
- 93.209 Quarantine requirements.
- 93.210 Poultry quarantine facilities.
- 93.211 Quarantine stations, visiting restricted; sales prohibited.
- 93.212 Manure from quarantined poultry.
- 93.213 Appearance of disease among poultry in quarantine.

CANADA

- 93.214 Import permit and declaration for poultry.
- 93.215 Special provisions.
- 93.216 Poultry from Canada.

CENTRAL AMERICA AND THE WEST INDIES

- 93.217 Import permit and declaration for poultry.

MEXICO

- 93.218 Import permits and applications for inspection for poultry.
- 93.219 Declaration for poultry.
- 93.220 Inspection at port of entry.

Subpart C—Horses

- 93.300 Definitions.
- 93.301 General prohibitions; exceptions.
- 93.302 Inspection of certain aircraft and other means of conveyance and shipping containers thereon; unloading, cleaning, and disinfection requirements.
- 93.303 Ports designated for the importation of horses.
- 93.304 Import permits for horses from regions affected with CEM and for horse specimens for diagnostic purposes; reservation fees for space at quarantine facilities maintained by APHIS.
- 93.305 Declaration and other documents for horses.
- 93.306 Inspection at the port of entry.
- 93.307 Articles accompanying horses.
- 93.308 Quarantine requirements.
- 93.309 Horse quarantine facilities; payment information.
- 93.310 Quarantine stations, visiting restricted; sales prohibited.
- 93.311 Milk from quarantined horses.
- 93.312 Manure from quarantined horses.
- 93.313 Appearance of disease among horses in quarantine.