

Draft regulation amending regulation concerning temporary measures to reduce the spread of Chronic Wasting Disease (CWD)

Legal basis: Adopted by the Ministry of Agriculture and Food xx.xx 2017 with legal basis in Law 19 December 2003 No 124 relating to Food Production and Food Safety (Food Act) § 6, § 12, § 17 and § 19.

EEA-reference: The regulation is notified to the EFTA Surveillance Authority pursuant to requirements in Law 17 December 2004 No 101 on European notification of technical rules (Law on EEA-hearing) and Annex II Chapter XIX No 1 (Directive 98/34/EC as amended by Directive 98/48/EC).

I

Regulation 11 July 2016 No 913 concerning temporary measures to reduce the spread of Chronic Wasting Disease (CWD) is amended as follows:

New title shall read:

Regulation *concerning measures* to reduce the spread of Chronic Wasting Disease (CWD)

§ 2 a) is amended as follows:

a) *Cervid*: any cervid, including reindeer, roe deer, red deer, moose and fallow deer

§ 4 is amended as follows:

§ 4 *Authorisation requirement before movement of semi-domesticated reindeer between counties in Norway*

Those moving live *semi-domesticated reindeer* from one county to another must have an authorization from The Norwegian Food Safety Authority before moving the animals. The Norwegian Food Safety Authority may grant an authorisation *for the movement of live semi-domesticated reindeer if Chronic Wasting Disease has not been detected in the area from which the reindeer will be moved and health information from the original herd otherwise supports the moving of the reindeer. Authorisation may not be given for the movement of semi-domesticated reindeer from somewhere south of the border indicated in Annex 2 to somewhere north of said border.*

The authorisation requirement does not apply to semi-domesticated reindeer that cross the county borders in accordance with prescribed rules on grazing areas or for the return of semi-domesticated reindeer that have crossed the border on their own accord. In addition, the authorisation requirement does not apply to the movement of *semi-domesticated* reindeer moved directly to a slaughterhouse in Norway.

The following new § 4a shall be added:

§ 4a *Prohibition on moving other live cervids than semi-domesticated reindeer between counties*

It is forbidden to move other live cervids than semi-domesticated reindeer from one county to another. The prohibition does not apply to the movement of cervids directly to slaughterhouses in Norway.

The Norwegian Food Safety Authority may grant an authorisation for the permanent relocation of farmed deer from areas where Chronic Wasting Disease has not been detected to a neighbouring county to avoid inbreeding. Documentation must be submitted in relation to the health status of the selling herd for the past five years and evidence that it is not possible to obtain other breeding deer from the same county. Authorisation may not be granted for the

movement of deer from somewhere south of the border specified in Annex 2 to somewhere north of the border. Furthermore, the relocation of deer from the herd that received an animal is prohibited for five years from the time the animal was received, with the exception of movement directly to a slaughterhouse.

§ 5 is amended as follows:

§ 5 Prohibition on natural scents from cervids

The import, sale, purchase and use of *natural* scents from cervids from countries with *Chronic Wasting Disease* is prohibited.

§ 6 is amended as follows:

§ 6 Prohibition on feeding stations and lick stones for wild cervids

It is prohibited to lay feed and lick stones out for *wild cervids*.

The Norwegian Food Safety Authority may grant an authorisation for:

- a) *Short term feeding in connection with marking and research projects.*
- b) *Short term crisis feeding in areas where Chronic Wasting Disease has not been detected if special circumstances have caused animal welfare problems.*
- c) *Systematic feeding for a limited period of time in the interests of road safety in an area where Chronic Wasting Disease has not been detected. It must be documented that other relevant government authorities have concluded that other road safety measures can not replace the feeding and that the feeding is necessary. It must also be shown that a plan for reduction of the feeding has been prepared and that the migratory route the animals use probably does not pass through areas where Chronic Wasting Disease has been detected.*

Those feeding animals shall keep the feeding grounds under observation to detect sick animals.

The prohibition on licks only applies to stones laid out after this Regulation came into force.

§ 8 is repealed.

§ 7 becomes § 8 and is amended as follows:

§ 8 Duty to notify

Owners, transporters and others responsible for the following *cervids* shall notify the local office of The Norwegian Food Safety Authority about:

- living, killed or dead cervids that show, or have shown, neurological or behavioural disorders or a gradual deterioration of health or *severe emaciation*.
- cervids older than 12 months that have died or been killed, other than those that have been slaughtered for human consumption.

The notification duty also applies to those who by agreement supervise or have assignments related to wild cervids. Likewise, for those who feed cervids in accordance with an authorisation. The notification duty also applies to those who are responsible for collisions with trains.

The following new § 7 shall be added:

§ 7 Requirements related to the feeding of semi-domesticated reindeer and farmed deer

Farmed deer should be fed in a manner that ensures that wild cervids can not access the feed. Semi-domesticated reindeer shall, as far as possible, also be fed in a way that ensures wild cervids can not access the feed.

The Norwegian Food Safety Authority may grant an authorisation for systematic feeding of semi-domesticated reindeer for a limited period of time in the interests of road safety. An authorisation may only be granted in areas where chronic wasting disease has not been detected and if the disease has not been detected in the areas the reindeer otherwise graze. It must be documented that other relevant government authorities have concluded that other road safety measures can not replace the feeding and that the feeding is necessary. Those feeding animals shall keep the feeding grounds under observation to detect sick animals.

Semi-domesticated reindeer and farmed deer from areas without Chronic Wasting Disease shall not be fed with feed, including lichen, gleaned from areas with Chronic Wasting Disease. In addition, semi-domesticated reindeer and farmed deer from places north of the border specified in Annex 2 shall not be fed with feed gathered south of the border.

The title of the Annex is amended as follows:

Annex 1 – Areas in Sweden

The following Annex 2 shall be added:

Annex 2 – Border to limit the spreading of Chronic Wasting Disease in Norway

The Trondheim fjord, Beitstad fjord and Snåsavatnet, thereafter the border between Tjåehkere Sitje reindeer district and Låarte reindeer district to the border with Sweden constitute the border between North and South Norway to limit the spreading of Chronic Wasting Disease. The border goes south of Storfosnais in the estuary of Trondheim fjord. The border from Trondheimsfjorden to Beitstadfjorden goes through Kjerringvika. The border between Beitstadfjorden and Snåsavatnet goes north of Beitstad via Fv17 and Fv293.

II

The amendments shall enter into force immediately.