§ 93.914 Declaration and other documents.

(a) For live VHS-regulated fish offered for importation under this subpart, the importer or his or her agent must submit the following documents to the appropriate Customs and Border Protection officer for use by the port veterinarians:
   (1) All permits, certificates, or other documentation required under §§93.912 and 93.913; and
   (2) Two copies of a declaration that lists the port of entry; the name and address of the importer; the name and address of the broker; the origin of the live fish; the number, species, and the purpose of the importation; the name of the person to whom the fish will be delivered; and the location of the place to which such delivery will be made.

(c) When APHIS adds a new species to the list of VHS-regulated species after a facility has been determined to be free of VHS in accordance with paragraph (b) of this section, the facility must conduct additional testing on fish of the newly listed species, if present in the facility, and the fish must be free of VHS virus for the facility to retain its free status. VHS testing must be conducted on each newly listed species with a sample size that provides for a 95 percent confidence level of detecting a 2 percent prevalence of infection in the fish facility.

(d) Shipping containers. Except as provided in §93.910(e)–(g), all live fish that are to be shipped to the United States must be shipped in new containers or in containers that have been cleaned and disinfected.
   (1) Cleaning and disinfection of shipping containers must be monitored by the veterinarian or certifying official who issues the health certificate.
   (2) Cleaning and disinfection must be sufficient to neutralize any VHS virus to which shipping containers may have been exposed.
   (3) The cleaning and disinfection protocols used must be referenced in the health certificate or in a separate cleaning and disinfection certificate accompanying the shipment to the U.S. port of entry.

(Approved by the Office of Management and Budget under control number 0579–0340)
§ 93.915 Inspection at the port of entry.

(a) Shipments of live VHS-regulated fish must be presented for inspection at a port of entry designated under §93.911. For live fish entering through a limited port listed in §93.911(c), the APHIS port veterinarian must be notified at least 72 hours in advance of the arrival in the United States of the shipment. Any shipment that does not meet the requirements of this subpart will be refused entry.

(b) Shipments refused entry must be exported within a time fixed in each case by the Administrator, and in accordance with other provisions he or she may require in each case for their handling, or the shipment will be disposed of as the Administrator may direct.

§ 93.916 Special provisions.

(a) Slaughter. Live VHS-regulated fish from VHS-regulated regions may be imported directly for slaughter under the following conditions:

1. An import permit has been obtained under §93.912 and all conditions of the permit are observed.

2. An APHIS representative at the port seals the means of conveyance with official seals.

3. The shipment is moved directly from the port of entry to a slaughtering establishment that meets the following conditions:

   i. The slaughtering establishment discharges its waste water to a municipal sewage system that includes waste water disinfection sufficient to neutralize any VHS virus or to either a non-discharging settling pond or a settling pond that disinfests, according to all applicable local, State, and Federal regulations, sufficiently to neutralize any VHS virus.

   ii. Offal, including carcasses, from the slaughtering establishment is either rendered or composted.

   (4) An APHIS representative will unseal the vehicle upon arrival at the slaughtering establishment.

   (5) Any water used to transport the fish is disposed to a municipal sewage system that includes waste water disinfection sufficient to neutralize any VHS virus or to either a non-discharging settling pond or a settling pond that disinfests, according to all applicable local, State, and Federal regulations, sufficiently to neutralize any VHS virus.

(b) Research or laboratory use. Live VHS-regulated fish may be imported from a VHS-regulated region for research or laboratory use under the following conditions:

1. An import permit has been obtained under §93.912 and all conditions of the permit are observed.

2. The laboratory or research facility disposes of effluent to a municipal sewage system that includes waste water disinfection sufficient to neutralize any VHS virus or to either a non-discharging settling pond or a settling pond that disinfests, according to all applicable local, State, and Federal regulations, sufficiently to neutralize any VHS virus.

3. Carcasses must be rendered or composted.

4. Any water used to transport the fish is disposed to a municipal sewage system that includes waste water disinfection sufficient to neutralize any VHS virus or to either a non-discharging settling pond or a settling pond that disinfests, according to all applicable local, State, and Federal regulations, sufficiently to neutralize any VHS virus.

PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, EXOTIC NEWCASTLE DISEASE, AFRICAN SWINE FEVER, CLASSICAL SWINE FEVER, SWINE VESICULAR DISEASE, AND BOVINE SPONGIFORM ENCEPHALOPATHY: PROHIBITED AND RESTRICTED IMPORTATIONS

Sec.
94.0 Definitions.
94.1 Regions where rinderpest or foot-and-mouth disease exists; importations prohibited.