



Republic of the Philippines  
Department of Agriculture  
**OFFICE OF THE SECRETARY**  
Elliptical Road, Diliman  
Quezon City 1100, Philippines

*Luzon, Ann*

16 December 2016

**MEMORANDUM ORDER**

No. 39  
Series of 2016

**SUBJECT: TEMPORARY BAN ON THE IMPORTATION OF DOMESTIC AND WILD BIRDS AND THEIR PRODUCTS INCLUDING POULTRY MEAT, DAY OLD CHICKS, EGGS AND SEMEN ORIGINATING FROM *Friesland, Netherlands***

**WHEREAS**, Section 1770 of Act No. 2711 (Revised Administrative Code of 1917) which was adopted by incorporation together with Sections 1761-1769, in Section 5 of Act 3639 (Charter of BAI) empowers the Department Head to issue a general order preventing the entry of animals, animal effects, parts or products from any country with dangerous communicable animal disease;

**WHEREAS**, based on the official reports submitted by Dr Christianne Brusckhe, Chief Veterinary Officer, Ministry of Economic Affairs, The Hague, Netherlands to the World Organisation for Animal Health (OIE) on December 14, 2016, that there was an outbreak of H5N8 Highly Pathogenic Avian Influenza (HPAI) virus in Abbega, Friesland, Netherlands affecting laying hens as confirmed by Wageningen Bioveterinary Research, Lelystad (National laboratory);

**WHEREAS**, there is a need to prevent the entry of HPAI virus to protect the health of the local poultry population;

**NOW, THEREFORE, I, EMMANUEL F. PIÑOL**, Secretary, Department of Agriculture, by the powers vested in me by law, do hereby institute the following emergency measures for the importation of domestic and wild birds and their products from Friesland, Netherlands:

1. Banning the importation of domestic and wild birds and their products, including poultry meat, day old chicks, eggs, and semen;
2. Immediate suspension of the processing, evaluation of the application and issuance of Sanitary and Phytosanitary (SPS) import clearance to the above-stated commodities;
3. Stoppage and confiscation of all shipments of the above stated commodities (with the exception on heat treated products) into the country by all DA Veterinary Quarantine Officers/Inspectors at all major ports.
4. Frozen poultry meat with slaughter/process date of 21 days prior to the HPAI outbreaks are allowed to enter the country subject to veterinary quarantine rules and regulations.<sup>1</sup>
5. Importation of meat products of poultry is subject to the conditions provided in article 10.4.19, 10.4.20 and 10.4.26 of the OIE Terrestrial Animal Health Code, 2015.<sup>2</sup>

This ORDER shall take effect immediately.

**EMMANUEL F. PIÑOL**  
Secretary



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<sup>1</sup> Applicable to poultry products already in transit upon the issuance of ban.

<sup>2</sup> Heat treated products are acceptable following chapter 10.4 of the OIE Terrestrial Animal Health Code (2016) recommending, provided that in addition to the Veterinary Health Certificate, the Competent Authority will include in the certification the following:

1. Temperature and the duration of heating or pasteurization of products; and
2. There is no commingling of raw materials with any other materials of animal origin.