WELSH STATUTORY INSTRUMENTS

2009 No. 2881 (W.254)

AGRICULTURE, WALES

The Feed (Specified Undesirable Substances) (Wales) Regulations 2009

Made - - - -	*27 October 2009*
Laid before the National Assembly for Wales - -	*29 October 2009*
Coming into force - -	*23 November 2009*

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 66(1), 74A and 84 of the Agriculture Act 1970(**1**).

There has been consultation during the preparation of these Regulations in accordance with the requirements of section 84(1) of the Agriculture Act 1970 or as appropriate of Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council(**2**) laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety.

Title and Commencement

1. The title of these Regulations is the Feed (Specified Undesirable Substances) (Wales) Regulations 2009 and they come into force on 23 November 2009.

Amendment to the Feeding Stuffs (Wales) Regulations 2006

2. After Chapter D of Schedule 5 (prescribed limits for undesirable substances) to the Feeding Stuffs (Wales) Regulations 2006(**3**), as Chapter E add the entries set out in the Schedule to these Regulations.

(**1**) 1970 c. 40. Section 66(1) contains definitions of the expressions "the Ministers", "prescribed" and "regulations". The definition of "the Ministers" was amended by the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272), Schedule 5, paragraph 1. Functions of "the Ministers", so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by S.I. 1999/672 and thereafter transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (2006 c. 32). Section 74A was inserted by the European Communities Act 1972 (1972 c. 68), Schedule 4, paragraph 6.

(**2**) OJ No. L31, 1.2.2002, p.1, as last amended by Regulation (EC) No. 596/2009 of the European Parliament and of the Council adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468 with regard to the regulatory procedure with scrutiny: Adaptation to the regulatory procedure with scrutiny – Part Four (OJ No. L188, 18.7.2009, p.14).

(**3**) S.I. 2006/116 (W.14) as amended by S.I. 2006/617 (W.69), S.I. 2006/2928 (W.263), S.I. 2006/3256 (W.296), S.I. 2007/3171 (W.277), S.I. 2008/1806 (W.174) and S.I. 2009/106 (W.20).

Gwenda Thomas
Deputy Minister for Social Services, under authority of the Minister for Health and Social Services, one of the Welsh Ministers

27 October 2009

SCHEDULE Regulation 2

Entries to comprise Chapter E of Schedule 5 to the Feeding Stuffs (Wales) Regulations 2006

Column 1 *Undesirable substances*	*Column 2* *Products intended for animal feed*	*Column 3* *Maximum content in mg/kg of feeding stuffs referred to a moisture content of 12%*
	CHAPTER E	
Lasalocid sodium	Feed materials	1.25
	Compound feeding stuffs for:	
	– dogs, calves, rabbits, equine species, dairy animals, laying birds, turkeys (> 12 weeks old) and chickens reared for laying (> 16 weeks old)	1.25
	– chickens for fattening, chickens reared for laying (< 16 weeks old) and turkeys (< 12 weeks old) for the period before slaughter in which the use of lasalocid sodium is prohibited	1.25
	– other animal species	3.75
	Premixtures for use in feed in which the use of lasalocid sodium is not authorised	(1)
Narasin	Feed materials	0.7
	Compound feeding stuffs for:	
	– turkeys, rabbits, equine species, laying birds and chickens reared for laying (> 16 weeks old)	0.7
	– chickens for fattening for the period before slaughter in which the use of narasin is prohibited	0.7
	– other animal species	2.1
	Premixtures for use in feed in which the use of narasin is not authorised	(1)

(1) The maximum level of the substance in the premixture is the concentration which shall not result in a level of the substance higher than 50% of the maximum levels established in the feed when the instructions for use of the premixture are followed.

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Column 1 *Undesirable substances*	*Column 2* *Products intended for animal feed*	*Column 3* *Maximum content in mg/kg of feeding stuffs referred to a moisture content of 12%*
Salinomycin sodium	Feed materials	0.7
	Compound feeding stuffs for:	
	– equine species, turkeys, laying birds and chickens reared for laying (> 12 weeks old)	0.7
	– chickens for fattening, chickens reared for laying (< 12 weeks old) and rabbits for fattening for the period before slaughter in which the use of salinomycin sodium is prohibited	0.7
	– other animal species	2.1
	Premixtures for use in feed in which the use of salinomycin sodium is not authorised	(1)
Monensin sodium	Feed materials	1.25
	Compound feeding stuffs for:	
	– equine species, dogs, small ruminants (sheep and goats), ducks, dairy cattle and other bovines, laying birds, chickens reared for laying (> 16 weeks old) and turkeys (>16 weeks old)	1.25
	– chickens for fattening, chickens reared for laying (< 16 weeks old) and turkeys (< 16 weeks old) for the period before slaughter in which the use of monensin sodium is prohibited	1.25
	– other animal species	3.75
	Premixtures for use in feed in which the use of monensin sodium is not authorised	(1)

(1) The maximum level of the substance in the premixture is the concentration which shall not result in a level of the substance higher than 50% of the maximum levels established in the feed when the instructions for use of the premixture are followed.

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