WELSH STATUTORY INSTRUMENTS

# 2009 No. 106 (W.20)

# AGRICULTURE, WALES

## The Feeding Stuffs (Wales) (Amendment) Regulations 2009

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|---|---|
| *Made - - - -* | *24 January 2009* |
| *Laid before the National Assembly for Wales - -* | *27 January 2009* |
| *Coming into force - -* | *20 February 2009* |

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 66(1), 68(1), 69(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, commencement and application

**1.**—(1) The title of these Regulations is The Feeding Stuffs (Wales) (Amendment) Regulations 2009 and they come into force on 20 February 2009.

(2) These Regulations apply in relation to Wales.

### Amendment of the Feeding Stuffs (Wales) Regulations 2006

**2.**—(1) The Feeding Stuffs (Wales) Regulations 2006(**3**) are amended in accordance with paragraphs (2) and (3).

(2) In Schedule 5 (prescribed limits for undesirable substances) —

(a) in Chapter A, in the entries relating to fluorine—

(i) after the last entry in Column 2 add "— complete feeding stuffs for fish", and

(**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 (c. 32). Section 74A was inserted by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 6.

(**2**) OJ No. L31, 1.2.2002, p.1, as last amended by Regulation (EC) No. 202/2008 (OJ No. L60, 5.3.2008, p.17).

(**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) and S.I. 2008/1806 (W. 174).

(ii) after the last entry in Column 3 add "350";

(b) in Chapter C —

(i) omit the entries relating to *Apricots, Bitter almond and Camelina*;

(ii) for the entries relating to *Weed seeds etc*. substitute the following —

| *Column 1*<br>*Undesirable substances* | *Column 2*<br>*Products intended for animal feed* | *Column 3*<br>*Maximum content in mg/kg of feeding stuffs referred to a moisture content of 12%* |
|---|---|---|
| Weed seeds and unground and uncrushed fruits containing alkaloids, glucosides or other toxic substances, separately or in combination including: | All feeding stuffs | 3000 |
| *Datura stramonium* L. | | 1000 |

(c) in Chapter D, in the entries relating to DDT in column 1, for the expression in parenthesis substitute "(sum of DDT-, DDD- (or TDE-) and DDE-isomers, expressed as DDT)".

(3) In Schedule 7 (permitted feeding stuffs intended for particular nutritional purposes and provisions relating to their use), for the entries relating to the support of renal function in the case of chronic renal insufficiency in the first row of the table in Chapter A, substitute the entries set out in the Schedule to these Regulations.

*Gwenda Thomas*
Under authority of the Minister for Health and Social Services, one of the Welsh Ministers

24 January 2009