STATUTORY RULES OF NORTHERN IRELAND

2004 No. 215

AGRICULTURE

Feeding Stuffs (Amendment) Regulations (Northern Ireland) 2004

Made - - - -	*7th May 2004*
Coming into operation	*11th June 2004*

The Department of Health, Social Services and Public Safety in exercise of the powers conferred by sections 66(1), 74A, 84 and 86 of the Agriculture Act 1970(**1**) (as read with regulation 14 of the Food Standards Act 1999 (Transitional and Consequential Provisions and Savings) Regulations (Northern Ireland) 2000(**2**)) and of all other powers enabling it in that behalf, after consultation as required by section 84(1) of that Act and by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council 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(**3**), and being a Department designated(**4**) for the purposes of section 2(2) of the European Communities Act 1972(**5**) in relation to the Common Agricultural Policy of the European Community, in exercise of the powers conferred on it by that last mentioned section (in so far as these Regulations cannot be made under the powers of the Agriculture Act 1970 specified above), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Feeding Stuffs (Amendment) Regulations (Northern Ireland) 2004 and shall come into operation on 11th June 2004.

(2) The Interpretation Act (Northern Ireland) 1954(**6**) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

(**1**) 1970 c. 40; section 74A was inserted by the European Communities Act 1972 (1972 c. 68), Schedule 4, paragraph 6
(**2**) S.R. 2000 No. 78
(**3**) O.J. No. L31, 1.2.2002, p. 1. Under Article 3 of the EC Regulation "food law" extends to feed produced for, or fed to, food producing animals
(**4**) S.I. 2000/2812
(**5**) S.I.1972 c. 68
(**6**) 1954 c. 33 (N.I.)

Amendment to the Feeding Stuffs Regulations (Northern Ireland) 2001

2.—(1) The Feeding Stuffs Regulations (Northern Ireland) 2001(**7**) shall be amended in accordance with paragraphs (2) to (5).

(2) In Part V (trace elements) of Schedule 3 (permitted additives and provisions relating to their use), the entries relating to Iron-Fe, Cobalt-Co, Copper-Cu, Manganese-Mn and Zinc-Zn shall be omitted.

(3) In Part IX (European Community Regulations by which additives are controlled) of Schedule 3 –

(a) the following text shall be inserted immediately after the reference to Commission Regulation (EC) No. 877/2003 –

> "Commission Regulation (EC) No. 1334/2003 amending the conditions for authorisation of a number of additives in feedingstuffs belonging to the group of trace elements[19];
>
> Commission Regulation (EC) No. 1801/2003 provisionally authorising the new use of a certain micro-organism in feedingstuffs[20];
>
> Commission Regulation (EC) No. 1847/2003 concerning the provisional authorisation of a new use of an additive and the permanent authorisation of an additive already authorised in feedingstuffs[21].?CQ?;
>
> Commission Regulation (EC) No. 2112/2003 correcting Regulation (EC) No. 1334/2003 amending the conditions for authorisation of a number of additives in feedingstuffs belonging to the group trace elements[22];
>
> Commission Regulation (EC) No. 2154/2003 provisionally authorising certain micro-organisms in feeding stuffs[23];
>
> Commission Regulation (EC) No. 277/2004 concerning the authorisation without time limit of an additive in feeding stuffs (3-phytase for turkeys for fattening)[24];
>
> Commission Regulation (EC) No. 278/2004 provisionally authorising a new use of an additive already authorised in feeding stuffs (preparation of endo-1, 4-beta-xylanase and subtilisin for laying hens)[25];
>
> Commission Regulation (EC) No. 490/2004 provisionally authorising the new use of an additive already authorised in feeding stuffs (saccharomyces cerevisiae)[26]".

(b) the following text shall be inserted at the end –

> "(19) O.J. No. L187, 26.7.2003, p. 11.
>
> (20) O.J. No. L264, 15.10.2003, p. 16.
>
> (21) O.J. No. L269, 21.10.2003, p. 3.
>
> (22) O.J. No. L317, 2.12.2003, p. 22.
>
> (23) O.J. No. L324, 11.12.2003, p. 11.
>
> (24) O.J. No. L047, 18.2.2004, p. 20.
>
> (25) O.J. No. L047, 18.2.2004, p. 22.
>
> (26) O.J. No. L079, 17.3.2004, p. 23.".

(4) For the entries relating to dioxin (sum of polychlorinated dibenzo-para-dioxins (PCDDs) and polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 1997)) PCDD/F which are set out in

(7) S.R. 2001 No. 47, as amended by S.R. 2001 Nos. 209 and 428, S.R. 2002 No. 263 and S.R. 2003 Nos. 219, 287, 306 and 475

columns 1 to 3 respectively of Part I (feeding stuffs) of Schedule 7 (prescribed limits for undesirable substances) there shall be substituted the entries set out in columns 1 to 3 respectively of Schedule 1.

(5) For the entries relating to analogues of methionine which are set out in columns 1 to 7 respectively of Schedule 8 (control of certain protein sources) there shall be substituted the entries set out in columns 1 to 7 respectively of Schedule 2.

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 7th May 2004.

Noel McCann
A senior officer of the
Department of Health, Social Services and
Public Safety

SCHEDULE 1 Regulation 2(4)

ENTRIES TO BE SUBSTITUTED IN PART I OF SCHEDULE 7 TO THE FEEDING STUFFS REGULATIONS (NORTHERN IRELAND) 2001

"Column 1	*Column 2*	*Column 3*
Dioxin (sum of polychlorinated dibenzo-para-dioxins (PCDDs) and polychlorinated dibenzo-furans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 1997))	All feed materials of plant origin including vegetable oils and by-products	0.75 ng WHO-PCDD/F-TEQ/kg
	Minerals as listed in Section 1 of Part II of Schedule 2	1.0 ng WHO-PCDD/F-TEQ/kg
	Kaolinitic clay, calcium sulphate dihydrate, vermiculite, natrolite-phonolite, synthetic calcium aluminates and clinoptilolite of sedimentary origin belonging to the group "binders, anti-caking agents and coagulants" authorised under Council Directive 70/524/EEC concerning additives in feedingstuffs (O.J. No. L270, 14.12.70, p. 1)	0.75 ng WHO-PCDD/F-TEQ/kg
	Animal fat, including milk fat and egg fat	2.0 ng WHO-PCDD/F-TEQ/kg
	Other land animal products including milk and milk products and eggs and egg products	0.75 ng WHO-PCDD/F-TEQ/kg
	Fish oil	6 ng WHO-PCDD/F-TEQ/kg
	Fish, other aquatic animals, their products and by-products with the exception of fish oil and fish protein hydrolysates containing more than 20% fat	1.25 ng WHO-PCDD/F-TEQ/kg
	Compound feedingstuffs, with the exception of feedingstuffs for fur animals, pet foods and feedingstuffs for fish	0.75 ng WHO-PCDD/F-TEQ/kg
	Feedingstuffs for fish	2.25 ng WHO-PCDD/F-TEQ/kg