STATUTORY RULES OF NORTHERN IRELAND

2003 No. 475

AGRICULTURE

Feeding Stuffs (Amendment No. 3) Regulations (Northern Ireland) 2003

Made - - - -	*10th November 2003*
Coming into operation	*22nd December 2003*

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 No. 3) Regulations (Northern Ireland) 2003 and shall come into operation on 22nd December 2003.

(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) and (3).

(2) For Part II of the Table set out in Schedule 3 (permitted additives and provisions relating to their use) there shall be substituted the Part set out in the Schedule to these Regulations.

(3) In Part IX of Schedule 3 –

(a) the following text shall be inserted immediately after the reference to Commission Regulation (EC) No. 668/2003 –

"Commission Regulation (EC) No. 871/2003 permanently authorising a new additive manganomanganic oxide in feedingstuffs[17].

Commission Regulation (EC) No. 877/2003 provisionally authorising the use of the acidity regulator "Benzoic acid" in feedingstuffs[18]."; and

(b) the following text is inserted at the end –

"(17) O.J No. L125, 21.5.2003, p. 3

(18) O.J. No. L126, 22.5.2003, p. 24".

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 10th November 2003.

W. B. Smith
A Senior Officer of the
Department of Health, Social Services and
Public Safety

(**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 and 306

SCHEDULE Regulation 2(2)

PART SUBSTITUTED FOR PART II OF THE TABLE SET OUT IN SCHEDULE 3 TO THE FEEDING STUFFS REGULATIONS (NORTHERN IRELAND) 2001

"PART II

PERMITTED COLOURANTS

Column 1 EEC No.	*Column 2 Name or description*	*Column 3 Chemical formula, description*	*Column 4 Kind of animal permitted*	*Column 5 Maximum content (mg/kg in complete feedingstuffs)*	*Column 6 Conditions*
	1. Carotenoids and xanthophylls:				
E160c	Capsanthin	$C_{40}H_{56}O_3$ }	}		–
E160e	Beta-apo-8'-carotenal	$C_{30}H_{40}O$ }	}		
E160f	Ethyl ester of beta-apo-8'-carotenoic acid	$C_{32}H_{44}O_2$ }	Poultry }	80 (alone or with the other carotenoids and xanthophylls)	
E161b	Lutein	$C_{40}H_{56}O_2$ }	}		
E161c	Cryptoxanthin	$C_{40}H_{56}O$ }	}		
E161g	Canthaxanthin	$C_{40}H_{52}O_2$	Poultry other than laying hens	25	The mixture of canthaxanthin with other carotenoids and xanthophylls is allowed provided that the total concentration of the mixture does not exceed 80 mg/kg in the complete feedingstuff

Column 1 EEC No.	*Column 2 Name or description*	*Column 3 Chemical formula, description*	*Column 4 Kind of animal permitted*	*Column 5 Maximum content (mg/kg in complete feedingstuffs)*	*Column 6 Conditions*
			Laying hens	8	The mixture of canthaxanthin with other carotenoids and xanthophylls is allowed provided that the total concentration of the mixture does not exceed 80 mg/kg in the complete feedingstuff
			Salmon, trout	25	Use permitted from the age of 6 months onwards. The mixture of canthaxanthin with asthaxanthin is allowed provided that the total concentration of the mixture does not exceed 100 mg/kg in the complete feedingstuff
			Dogs, cats and ornamental fish	–	–
E161h	Zeaxanthin	$C_{40}H_{56}O_2$	Poultry }		
			}	80 (alone or with other carotenoids and xanthophylls)	

Column 1 *EEC No.*	*Column 2* *Name or description*	*Column 3* *Chemical formula, description*	*Column 4* *Kind of animal permitted*	*Column 5* *Maximum content (mg/kg in complete feedingstuffs)*	*Column 6* *Conditions*
E161i	Citranaxanthin	$C_{33}H_{44}O$	Laying hens		
E161j	Astaxanthin	$C_{40}H_{52}O_4$	(a) Salmon, trout	100	Use only permitted from the age of 6 months onwards. the mixture of astaxanthin with canthaxanthin is allowed provided that the total concentration of the mixture does not exceed 100mg/kg in the complete feedingstuff
			(b) Ornamental fish	–	–
	2. Other cololurants				
E102	Tartrazine	$C_{16}H_9N_4N_{a3}O_9S_2$			
E110	Sunset yellow FCF	$C_{16}H_{10}N_2N_{a2}O_7S_2$	Ornamental fish		
E124	Ponceau 4R	$C_{20}H_{11}N_2N_{a3}O_{10}S_3$			
E127	Erythrosine	$C_{20}H_6I_4N_{a2}O_5.H_2O$			
E131	Patent Blue V	Calcium salt of the disulphonic acid of m-hydroxytetra ethyl diamino triphenylcarbinol anhydride	(a) All species or categories of animals with the	–	Permitted in animal feedingstuffs only in products processed from: