

1988 No. 188

AGRICULTURE

Feeding Stuffs Regulations (Northern Ireland) 1988

Made 23rd May 1988

Coming into operation —

*Regulation 16(3) and (4),
paragraph 16 of Schedule 1
and Part II of Schedule 5* 3rd December 1988

*Chapter D of Part I of
Schedule 5* 3rd December 1990

Remainder 4th July 1988

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The Department of Agriculture, being a Department designated by the European Communities (Designation) Order 1972(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the common agricultural policy of the European Economic Community, in exercise of the powers conferred on it by that section and sections 66(1), 68(1), (1A) and (3), 69(1) and (3), 70(1), 73(3), 74(1), 74A(c), 84 and 86 of the Agriculture Act 1970(d) and of every other power enabling it in that behalf, after consultation with such persons or organisations as appear to it to represent the interests concerned, hereby makes the following regulations:—

Citation, commencement and cessation

1.—(1) These regulations may be cited as the Feeding Stuff Regulations (Northern Ireland) 1988, and shall come into operation for the purposes of regulation 16(3) and (4), paragraph 16 of Schedule 1 and Part II of Schedule 5 on 3rd December 1988, for the purposes of Chapter D of Part I of Schedule 5 on 3rd December 1990 and for all other purposes on 4th July 1988.

(2) Regulation 17 shall cease to have effect on 3rd December 1988.

(a) S.I. 1972/1811

(b) 1972 c. 68; section 2 is subject to Schedule 2 to that Act and is to be read with S.I. 1984/703 (N.I. 3) and S.R. 1984 No. 253

(c) Inserted by 1972 c. 68 s. 4(1) and Sch. 4 paragraph 6

(d) 1970 c. 40 as amended by S.I. 1982/980

Interpretation

2.—(1) In these regulations—

- “additive” means any substance, or preparation containing any substance, other than a premixture, which, when incorporated into a feeding stuff, is likely to affect its characteristics or livestock production;
- “ash” means the matter which results from the treatment of the feeding stuff in accordance with the appropriate procedure described in method 12 of Schedule 2 to the Sampling and Analysis Regulations;
- “complementary feeding stuff” means a mixture of feeding stuffs which has a high content of certain substances and which, by reason of its composition, is sufficient for a daily ration only if it is used in combination with other feeding stuffs;
- “complete feeding stuff” means a compound feeding stuff which, by reason of its composition, is sufficient to ensure a daily ration;
- “compound feeding stuff” means a mixture of products of vegetable or animal origin in their natural state, fresh or preserved, or products derived from the industrial processing thereof, or organic or inorganic substances, whether or not containing additives, for oral animal feeding in the form of complete feeding stuffs or complementary feeding stuffs;
- “daily ration” means the average total quantity of feeding stuff, expressed on 12 per cent. moisture basis, required daily by an animal of a given kind, age group and level of production in order to satisfy all its nutritional needs;
- “energy value” means the energy value of a feeding stuff calculated in accordance with the method described in Schedule 9;
- “fat” means the extract obtained as a result of treatment of the feeding stuff in accordance with the appropriate procedure described in method 3 of Schedule 2 to the Sampling and Analysis Regulations;
- “fibre” means the organic matter calculated as a result of treatment of the feeding stuff in accordance with the procedure described in method 9 of Schedule 2 to the Sampling and Analysis Regulations;
- “ingredient” means—
- (a) a product of vegetable or animal origin, in its original state, fresh or preserved,
 - (b) any product derived from such a product by industrial processing, or
 - (c) any organic or inorganic substance, whether containing additives or not, which is intended for circulation as a straight feeding stuff or for the preparation of a compound feeding stuff or as a carrier of a premixture;
- “medicinal product” and “medicinal purpose” have the meanings assigned to them by section 130(1) and (2) respectively of the Medicines Act 1968(a);

- “milk replacer feed” means a compound feeding stuff administered in dry form or after reconstitution with a given quantity of liquid for feeding young animals as a supplement to, or substitute for, post-colostral milk or for feeding calves intended for slaughter;
- “mineral feeding stuff” means a complementary feeding stuff which is composed mainly of minerals and which contains at least 40 per cent. by weight of ash;
- “molassed feeding stuff” means a complementary feeding stuff prepared from molasses and which contains at least 14 per cent. by weight of total sugar expressed as sucrose;
- “moisture” means water and other volatile material determined in accordance with the procedure described in method 2 of Schedule 2 to the Sampling and Analysis Regulations;
- “name” in relation to an additive, means the name used in relation to that additive in the Table in Schedule 4;
- “national list” means the list of manufacturers of compound feeding stuffs published in London by the Ministry of Agriculture, Fisheries and Food for the purposes of Article 3a(2)(a) of the Council Directive 74/63/EEC on undesirable substances and products in animal nutrition(a);
- “oil” means the extract obtained as a result of treatment of the feeding stuff in accordance with the appropriate procedure described in method 3 of Schedule 2 to the Sampling and Analysis Regulations;
- “pet food” means a feeding stuff for pet animals and “compound pet food” shall be construed accordingly;
- “premixture” means a mixture of additives, or a mixture of one or more additives with substances used as carriers, intended for the manufacture of feeding stuffs;
- “protein” means the matter obtained as a result of treatment of the feeding stuff in accordance with the procedure described in method 4 of Schedule 2 to the Sampling and Analysis Regulations;
- “protein equivalent of urea, biuret, urea phosphate and diureidoisobutane” means the amount of urea, biuret, urea phosphate and diureidoisobutane nitrogen multiplied by 6.25;
- “Sampling and Analysis regulations” means the Feeding Stuffs (Sampling and Analysis) Regulations (Northern Ireland) 1982(b);
- “starch” means the matter obtained as the result of treatment of the feeding stuff in accordance with method 30a or 30b, as appropriate, of Schedule 2 to the Sampling and Analysis Regulations;
- “straight feeding stuff” means a vegetable or animal product in its natural state, fresh or preserved, and any product derived from the industrial processing thereof, and any single organic or inorganic substance, whether or not it contains any additive, intended as such for oral animal feeding.

(a) O.J. No. L38, 11.2.1974, p. 31, amended by Council Directive 86/354/EEC (O.J. No. L212, 2.8.1986, p. 27)

(b) S.R. 1982 No. 338 as amended by S.R. 1984 No. 26 and S.R. 1985 No. 194

(2) Any reference in these regulations to a numbered section shall, unless the reference is to a section of a specified Act, be construed as a reference to the section bearing that number in the Agriculture Act 1970.

(3) The Interpretation Act (Northern Ireland) 1954(a) shall apply to these regulations as it applies to a Measure of the Northern Ireland Assembly.

Descriptions of animals prescribed for the purpose of the definition of feeding stuff

3. For the purpose of the definition of feeding stuff in section 66(1), bulls, cows, steers, heifers, calves, sheep, lambs, goats, kids, swine, horses, deer, rabbits (other than pet rabbits), mink, partridges, pheasants, poultry, bees and farmed fish are prescribed animals.

Prescribed descriptions of material

4. The description of material prescribed for the purposes of sections 68(1) and 69(1) shall be any material usable as a feeding stuff (other than a straight feeding stuff intended for use as a pet food), and any material usable as an ingredient in such a feeding stuff.

Matters required and permitted to be contained in a statutory statement

5. For the purposes of subsections (1) and (1A) of section 68, the particulars, information and instructions required, and the particulars, information and instructions permitted, to be contained in a statutory statement shall be those set out in Schedule 1.

Form of statutory statement

6.—(1) In the case of material of a prescribed description delivered in a package or other container the statutory statement shall either—

- (a) take the form of a label attached to that package or container; or
- (b) be clearly marked directly thereon;

and in the case of such material delivered in bulk the statutory statement shall take the form of a document relating to each consignment:

(2) The particulars, information and instructions required by section 68(1) and permitted by section 68(1A) to be contained in a statutory statement shall—

- (a) be clearly separate from any other information;
- (b) be in English; and
- (c) be legible and indelible.

(3) For the purposes of section 69 (marking of material prepared for sale), material of a prescribed description which is contained in a package or other container shall be labelled or marked in the manner prescribed in relation to such material in paragraph (1), and such material in bulk shall be marked by the display of a document relating thereto in as close proximity to the material as may be practicable.

(a) 1954 c. 33 (N.I.)