II

(Acts whose publication is not obligatory)

COMMISSION

FIRST COMMISSION DIRECTIVE

of 1 March 1976

establishing Community methods of sampling for the official control of feedingstuffs

(76/371/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Council Directive of 20 July 1970 on the introduction of Community methods of sampling and analysis for the official control of feedingstuffs (1), as last amended by the Act of Accession (2), and in particular Article 2 thereof,

Whereas that Directive requires that official control of feedingstuffs be carried out using Community methods of sampling and analysis for the purpose of checking compliance with requirements arising under the provisions laid down by law, regulation or administrative action concerning the quality and composition of feedingstuffs;

Whereas, as a first stage, methods of sampling should be laid down for the control of the constituents of feedingstuffs and their additives and for the control of undesirable substances and products, with the exception of residues of pesticides and micro-organisms, which these feedingstuffs may contain;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Member States shall require that sampling for the official control of feedingstuffs, as regards the determination of constituents, additives and undesirable substances and products, with the exception of residues of pesticides and micro-organisms, be carried out in accordance with the methods described in the Annex to this Directive.

Article 2

The Member States shall, not later than 1 January 1977, bring into force the laws, regulations or administrative provisions necessary to comply with this Directive. They shall forthwith notify the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 1 March 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

(1) OJ No L 170, 3. 8. 1970, p. 2.
(2) OJ No L 73, 27. 3. 1972, p. 14.

ANNEX

METHODS OF SAMPLING

1. PURPOSE AND SCOPE

Samples intended for the official control of feedingstuffs, for quality and composition, shall be taken according to the methods described below. Samples thus obtained shall be considered as representative of the sampled portions.

2. SAMPLING OFFICERS

The samples shall be taken by officers authorized for that purpose by the Member States.

3. DEFINITIONS

Sampled portion: A quantity of product constituting a unit, and having characteristics presumed to be uniform.

Incremental sample: A quantity taken from one point in the sampled portion.

Aggregate sample: An aggregate of incremental samples taken from the same sampled portion.

Reduced sample: A representative part of the aggregate sample, obtained from the latter by a process of reduction.

Final sample: A part of the reduced sample or of the homogenized aggregate sample.

4. APPARATUS

4.1. The sampling apparatus must be made of materials which cannot contaminate the products to be sampled. Such apparatus may be officially approved by the Member States.

4.2. **Apparatus recommended for the sampling of solid feedingstuffs**

4.2.1. *Manual sampling*

4.2.1.1. Flat-bottomed shovel with vertical sides.

4.2.1.2. Sampling spear with a long split or compartments. The dimensions of the sampling spear must be appropriate to the characteristics of the sampled portion (depth of container, dimensions of sack, etc.) and to the particle size of the feedingstuff.

4.2.2. *Mechanical sampling*

Approved mechanical apparatus may be used for the sampling of moving feedingstuffs.

4.2.3. *Divider*

Apparatus designed to divide the sample into approximately equal parts may be used for taking incremental samples and for the preparation of reduced and final samples.

5. QUANTITATIVE REQUIREMENTS

5.A. **In relation to the control of substances or products uniformly distributed throughout the feedingstuff**

5.A.1.	*Sampled portion*	
	The size of the sampled portion must be such that each of its constituent parts can be sampled.	
5.A.2.	*Incremental samples*	
5.A.2.1.	Loose feedingstuffs:	Minimum number of incremental samples:
5.A.2.1.1.	sampled portions not exceeding 2·5 metric tons	seven
5.A.2.1.2.	sampled portions exceeding 2·5 metric tons	$\sqrt{}$ 20 times the number of metric tons making up the sampled portion (a), up to a maximum of 40 incremental samples
5.A.2.2.	Packaged feedingstuffs:	Minimum number of packages to be sampled (b):
5.A.2.2.1.	Packages of more than one kg:	
5.A.2.2.1.1.	sampled portions of one to four packages	all packages
5.A.2.2.1.2.	sampled portions of five to 16 packages	four
5.A.2.2.1.3.	sampled portions of more than 16 packages	$\sqrt{}$ number of packages making up the sampled portion (a), up to maximum of 20 packages
5.A.2.2.2.	Packages not exceeding 1 kg	four
5.A.2.3.	Liquid or semi-liquid feedingstuffs:	Minimum number of containers to be sampled (b):
5.A.2.3.1.	Containers of more than one litre:	
5.A.2.3.1.1.	sampled portions of one to four containers	all containers
5.A.2.3.1.2.	sampled portions of five to 16 containers	four
5.A.2.3.1.3.	sampled portions of more than 16 containers	$\sqrt{}$ number of containers making up the sampled portion (a), up to a maximum of 20 containers
5.A.2.3.2.	Containers not exceeding one litre	four
5.A.2.4.	Feed blocks and mineral licks	Minimum number of blocks or licks to be sampled (b): one block or lick per sampled portion of 25 units, up to a maximum of four blocks or licks
5.A.3.	*Aggregate sample*	
	A single aggregate sample per sampled portion is required. The total amount in the incremental samples making up the aggregate sample shall be not less than the following:	
5.A.3.1.	Loose feedingstuffs	4 kg
5.A.3.2.	Packaged feedingstuffs:	

(a) Where the number obtained is a fraction, it should be rounded up to the next whole number.

(b) For packages or containers whose contents do not exceed 1 kg or one litre and for blocks or licks weighing not more than 1 kg each, an incremental sample shall be the contents of one original package or container, one block or one lick.