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STATUTORY RULES OF NORTHERN IRELAND

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**2002 No. 225**

**Transmissible Spongiform Encephalopathy  
Regulations (Northern Ireland) 2002**

**PART III**

**ANIMAL FEEDING**

*Feedingstuffs*

**Manufacture of feedingstuffs containing processed animal protein**

**22.**—(1) Subject to paragraph (2), a person shall not manufacture any feedingstuff, including petfood, which is intended for animals other than farmed animals, and which contains processed animal protein, in premises in which feedingstuffs are prepared for farmed animals.

(2) If any feedingstuff is produced with no processed animal protein other than fishmeal, dicalcium phosphate or hydrolysed protein, it may be manufactured in premises in which feedingstuffs are prepared for farmed animals other than ruminants.

**Production of feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants**

**23.**—(1) Subject to paragraph (3), a person shall not use any premises for the production of feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants unless –

- (a) the premises are not used for the preparation of feedingstuffs for ruminant animals; and
- (b) the premises are registered by the Department for the purpose of paragraph 6 of Annex I to the Commission Decision.

(2) The Department shall register premises under this regulation where the occupier declares the premises are capable of being used for the production of feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants in accordance with paragraph 6 of Annex I to the Commission Decision.

(3) The prohibition in paragraph (1) shall not apply to the use of premises for the production of feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants and for the preparation of feedingstuffs for ruminant animals if –

- (a) the fishmeal satisfies the requirements of regulation 14(2)(a);
- (b) the transport to or from the premises, or the storage at the premises, of feedingstuffs material intended for ruminant animals is completely separate from feedingstuffs material prohibited for feeding to ruminant animals;
- (c) the storage, manufacturing and packaging facilities at the premises, and the transport to or from the premises, of compound feedingstuffs intended for ruminant animals

are completely separate from feedingstuffs material prohibited for feeding to ruminant animals; and

- (d) the person using the premises for the preparation of feedingstuffs for ruminant animals which are used for the production of feedingstuffs containing fishmeal for feeding to other animal species carries out routine tests on the feedingstuffs destined for ruminant animals to ensure that any processed animal protein the feeding of which to farmed animals is prohibited by regulation 14 is not present in those feedingstuffs.

(4) A person shall not produce any feedingstuff containing fishmeal for feeding to farmed animals other than ruminants unless the packaging of the feedingstuff is labelled clearly to indicate the words “Contains fishmeal – must not be fed to ruminant animals”.

(5) A person shall not use any vehicle for the transport to or from any premises of bulk feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants at the same time as it is used for the transport of any feedingstuffs for ruminant animals.

(6) Where a vehicle used for the transport of bulk feedingstuffs containing fishmeal for feeding to farmed animals other than ruminants is subsequently used for the transport of other products, the person using the vehicle for the transport of such bulk feedingstuffs shall ensure it is thoroughly cleaned before and after the transport of those bulk feedingstuffs.

#### **Production of feedingstuffs containing dicalcium phosphate and hydrolysed protein for feeding to farmed animals other than ruminants**

24.—(1) Subject to paragraph (4), a person shall not use any premises for the production of feedingstuffs containing dicalcium phosphate from defatted bones for feeding to farmed animals other than ruminants unless –

- (a) the premises are not used for the preparation of feedingstuffs for ruminant animals; and  
 (b) the premises are registered by the Department for the purpose of paragraph 3 of Annex II to the Commission Decision.

(2) Subject to paragraph (4), a person shall not use any premises for the production of feedingstuffs containing hydrolysed protein for feeding to farmed animals other than ruminants unless –

- (a) the premises are not used for the preparation of feedingstuffs for ruminant animals; and  
 (b) the premises are registered by the Department for the purpose of paragraph 2 of Annex III to the Commission Decision.

(3) The Department shall register premises under this regulation where the occupier declares the premises are capable of being used for the production of –

- (a) feedingstuffs containing dicalcium phosphate from defatted bones for feeding to farmed animals other than ruminants in accordance with paragraph 3 of Annex II to the Commission Decision; or  
 (b) feedingstuffs containing hydrolysed protein for feeding to farmed animals other than ruminants in accordance with paragraph 2 of Annex III to the Commission Decision.

(4) The prohibitions in paragraphs (1) and (2) shall not apply to premises used for the preparation of feedingstuffs for ruminant animals which are used for the production of feedingstuffs containing dicalcium phosphate from defatted bones, or hydrolysed protein, for other animal species, if –

- (a) in respect of dicalcium phosphate, it satisfies the requirements of regulation 14(2)(c);  
 (b) in respect of hydrolysed protein, it satisfies the requirements of regulation 14(2)(d);  
 (c) the transport to or from the premises, or the storage at the premises, of feedingstuffs material destined for ruminant animals is completely separate from feedingstuffs material prohibited for feeding to ruminant animals;

- (d) the storage, manufacturing and packaging facilities at the premises, and the transport to or from the premises, of compound feedingstuffs destined for ruminant animals are completely separate from feedingstuffs material prohibited for feeding to ruminant animals; and
  - (e) the occupier of the premises carries out routine tests on the feedingstuffs destined for ruminant animals to ensure that any processed animal protein the feeding of which to farmed animals is prohibited by regulation 14 are not present in those feedingstuffs.
- (5) A person shall not produce any feedingstuff containing dicalcium phosphate from defatted bones for feeding to farmed animals other than ruminants unless the packaging of the feedingstuff is labelled clearly to indicate the words “Contains dicalcium phosphate from defatted bones – must not be fed to ruminant animals”.
- (6) A person shall not produce any feedingstuff containing hydrolysed protein for feeding to farmed animals other than ruminants unless the packaging of the feedingstuff is labelled clearly to indicate the words “Contains hydrolysed protein – must not be fed to ruminant animals”.
- (7) A person shall not use any vehicle for the transport to or from any premises of bulk feedingstuffs containing dicalcium phosphate from defatted bones or hydrolysed protein for feeding to farmed animals other than ruminants, at the same time as the vehicle is used for the transport of any feedingstuffs for ruminant animals.
- (8) Where a vehicle used for the transport of bulk feedingstuffs containing dicalcium phosphate from defatted bones or hydrolysed protein for feeding to farmed animals other than ruminants, is subsequently used for the transport of other products, the person using the vehicle for the transport of the bulk feedingstuffs shall ensure the vehicle is thoroughly cleaned before and after the transport of those bulk feedingstuffs.

#### **Use and storage of feedingstuffs containing fishmeal, dicalcium phosphate or hydrolysed protein**

**25.**—(1) Subject to paragraph (2), a person shall not use or store any feedingstuffs, other than petfood referred to in Chapter 4 of Annex I to Council Directive [92/118/EEC](#)(**1**), containing any –

- (a) fishmeal;
- (b) dicalcium phosphate derived from defatted bones; or
- (c) hydrolysed protein,

on a farm where ruminant animals are kept, fattened or bred for the production of food.

(2) Paragraph (1) shall not apply to the use or storage of any feedingstuffs containing any fishmeal, dicalcium phosphate derived from defatted bones or hydrolysed protein on any farm where ruminant animals are kept if measures are implemented on the farm sufficient to prevent the feedingstuffs being fed to those ruminant animals.

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(1) O.J. No. L62, 15.3.1993, p. 49