

Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002 (Animal by-products Regulation)

TITLE I

GENERAL PROVISIONS

CHAPTER I

Common provisions

Section 4

Categorisation

Article 9

Category 2 material

Category 2 material shall comprise the following animal by-products:

- (a) manure, non-mineralised guano and digestive tract content;
- (b) animal by-products collected during the treatment of waste water required by implementing rules adopted under point (c) of the first paragraph of Article 27:
 - (i) from establishments or plants processing Category 2 material; or
 - (ii) from slaughterhouses other than those covered by Article 8(e);
- (c) animal by-products containing residues of authorised substances or contaminants exceeding the permitted levels [^{F1}set by retained EU law or, in the absence thereof, by other national legislation];
- (d) products of animal origin which have been declared unfit for human consumption due to the presence of foreign bodies in those products;
- (e) products of animal origin, other than Category 1 material, that are:
 - (i) imported or introduced from a third country and fail to comply with [^{F2}veterinary legislation forming part of retained EU law] for their import or introduction into [^{F3}Great Britain] except where [^{F4}retained EU law] allows their import or introduction subject to specific restrictions or their return to the third country; ^{F5}...
 - (ii) ^{F6}...
- (f) animals and parts of animals, other than those referred to in Article 8 or Article 10,

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1069/2009 of the European Parliament and of the Council, Article 9. (See end of Document for details)

- (i) that died other than by being slaughtered or killed for human consumption, including animals killed for disease control purposes;
- (ii) foetuses;
- (iii) oocytes, embryos and semen which are not destined for breeding purposes; and
- (iv) dead-in-shell poultry;
- (g) mixtures of Category 2 material with Category 3 material;
- (h) animal by-products other than Category 1 material or Category 3 material.

Textual Amendments

- F1** Words in Art. 9(c) substituted (E.W.S.) (31.12.2020) by [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(10)(a)**
- F2** Words in Art. 9(e)(i) substituted (E.W.S.) (31.12.2020) by [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(10)(b)(i)(aa)**
- F3** Words in Art. 9(e)(i) substituted (E.W.S.) (31.12.2020) by [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(10)(b)(i)(bb)**
- F4** Words in Regulation substituted (E.W.S.) (31.12.2020) by [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), **reg. 12(2)**
- F5** Word in Art. 9(e)(i) omitted (E.W.S.) (31.12.2020) by virtue of [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(10)(b)(i)(cc)**
- F6** Art. 9(e)(ii) omitted (E.W.S.) (31.12.2020) by virtue of [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(10)(b)(ii)**

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1069/2009 of the European Parliament and of the Council, Article 9.