
STATUTORY RULES OF NORTHERN IRELAND

2016 No. 5

AGRICULTURE

The Animal Feed (Hygiene, Sampling etc. and Enforcement) Regulations (Northern Ireland) 2016

Made - - - - 11th January 2016

Coming into operation- 14th February 2016

The Department of Health, Social Services and Public Safety⁽¹⁾ makes the following Regulations in exercise of the powers conferred on it by sections 66(1), 74A(4), 79(9) and 84 of the Agriculture Act 1970⁽²⁾, as read with regulation 14 of the Food Standards Act 1999 (Transitional and Consequential Provisions and Savings) Regulations (Northern Ireland) 2000⁽³⁾.

In so far as these Regulations cannot be made under the Agriculture Act 1970, the Department of Health, Social Services and Public Safety makes these Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972⁽⁴⁾ as read with paragraph 1A of Schedule 2 to that Act.

The Department of Health, Social Services and Public Safety has been designated for the purposes of section 2(2) of the European Communities Act 1972 (in relation to the common agricultural policy of the European Union⁽⁵⁾, the control and regulation of genetically modified organisms⁽⁶⁾, measures in the veterinary and phytosanitary fields for the protection of public health⁽⁷⁾ and measures relating to feed produced for or fed to food-producing animals⁽⁸⁾).

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Department of Health, Social Services and Public Safety that it is expedient for a reference to an EU instrument mentioned in regulation 2(5) to be construed as references to that instrument as any Annex to it may be amended from time to time.

There has been open and transparent public consultation during the preparation of these Regulations in accordance with the requirements of 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

(1) Formerly the Department of Health and Social Services; see [S.I. 1999/283 \(N.I.1\)](#) Article 3(6)
(2) [1970 c.40](#); sections 66(1) and 84 are modified in their application to Northern Ireland by section 86 of the Act and were amended by [S.R. 2004 No. 506](#); section 66(1) was also amended by [S.R. 2010 No. 323](#); section 74A was inserted by paragraph 6 of Schedule 4 to the European Communities Act 1972 ([c. 68](#))
(3) [S.R. 2000 No.78](#)
(4) [1972 c.68](#). Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 ([2006 c.51](#)) and amended by Part 1 of Schedule 1 to the European Union (Amendment) Act 2008 ([2008 c.7](#))
(5) [S.I. 2000/2812](#)
(6) [S.I. 1991/755](#)
(7) [S.I. 1999/2027](#)
(8) [S.I. 2003/2901](#)

food safety⁽⁹⁾ or, in the case of provisions relating to feed for non food-producing animals, of section 84(1) of the Agriculture Act 1970.

(9) OJ No. L31, 1.2.2002, p.1, as last amended by Regulation (EC) No. 596/2009 of the European Parliament and of the Council adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468 with regard to the regulatory procedure with scrutiny: adaptation to the regulatory procedure with scrutiny – Part Four (OJ No. L188, 18.7.2009, p.14)