
STATUTORY INSTRUMENTS

2005 No. 3280

**The Feed (Hygiene and Enforcement)
(England) Regulations 2005**

PART 2

Enforcement of Regulation 183/2005

Offences and penalties

5.—(1) Any person who contravenes or fails to comply with any of the specified provisions of Regulation 183/2005 set out in paragraph (2) is guilty of an offence and liable —

- (a) in the case of sub-paragraphs (d), (e), (g), (h), (i) and (j) of paragraph (2) —
 - (i) on summary conviction to a term of imprisonment not exceeding three months or to a fine not exceeding the statutory maximum, or both, or
 - (ii) on conviction on indictment to a term of imprisonment not exceeding two years or to a fine, or both;
- (b) in the case of sub-paragraphs (a), (b), (c), and (f) of paragraph (2), on summary conviction to a term of imprisonment not exceeding three months or to a fine not exceeding level 5 on the standard scale, or both.

(2) The specified provisions referred to in paragraph (1) are —

- (a) Article 5(1), (2), (3), (5) and (6) (specific obligations);
- (b) Article 6(1), as read with (2) and (3) (HACCP system);
- (c) Article 7(1) (documents concerning the HACCP system);
- (d) Article 9(2) (official controls, notification and registration);
- (e) Article 11 (prohibition on operating without approval or registration);
- (f) Article 17(2) (exemption from on-site visits);
- (g) Article 18(3) (declaration of compliance);
- (h) Article 23(1) (conditions relating to imports);
- (i) Article 24 (interim measures regarding third country establishments);
- (j) Article 25 (feed produced for export to third countries).