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WELSH STATUTORY INSTRUMENTS

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**2008 No. 1806 (W.174)**

**AGRICULTURE, WALES**

**The Feeding Stuffs (Wales) (Amendment) Regulations 2008**

<i>Made</i>	- - - -	<i>7 July 2008</i>
<i>Laid before the National Assembly for Wales</i>	- -	<i>9 July 2008</i>
<i>Coming into force</i>	- -	<i>30 July 2008</i>

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 66(1), 68(1), 74A and 84 of the Agriculture Act 1970<sup>(1)</sup>.

There has been 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<sup>(2)</sup> laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety.

**Title and Commencement**

1.—(1) The title of these Regulations is the Feeding Stuffs (Wales) (Amendment) Regulations 2008 and they come into force on 30 July 2008.

(2) These Regulations apply in relation to Wales.

**Amendment of the Feeding Stuffs (Wales) Regulations 2006**

2.—(1) The Feeding Stuffs (Wales) Regulations 2006<sup>(3)</sup> are amended in accordance with paragraphs (2) and (3).

(2) In the title of the Welsh text of Schedule 7, insert “ac a fwriedir” after “a ganiateir”.

(3) In Chapter A of Schedule 7 (permitted feeding stuffs intended for particular nutritional purposes and provisions relating to their use), for the entries relating to reduction of the risk of milk fever, substitute the entries set out in the Schedule to these Regulations.

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(1) 1970 c. 40. Section 66(1) contains definitions of the expressions “the Ministers”, “prescribed” and “regulations”. The definition of “the Ministers” was amended by the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272), Schedule 5, paragraph 1. Functions of “the Ministers”, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by S.I. 1999/672 and thereafter transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32). Section 74A was inserted by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 6.

(2) OJ No. L31, 1.2.2002, p.1, as last amended by Regulation (EC) No. 575/2006 (OJ No. L100, 8.4.2006, p.3).

(3) S.I. 2006/116 (W.14), as amended by S.I. 2006/617 (W.69), S.I. 2006/2928 (W.263), S.I. 2006/3256 (W.296) and S.I. 2007/3171 (W.277).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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7 July 2008

*Gwenda Thomas*  
Under authority of the Minister for Health and  
Social Services, one of the Welsh Ministers

SCHEDULE

Regulation 2(2)

Entries to be substituted for the entries relating to the reduction of the risk of milk fever in Schedule 7 to the Feeding Stuffs (Wales) Regulations 2006

Particular nutritional purpose	Essential nutritional characteristics	Species or category of animal	Labelling declarations	Recommended length of time for use	Other provisions
Reduction of the risk of milk fever	— Low level of calcium	Dairy cows	— Calcium	1 to 4 weeks before calving	Indicate in the instructions for use: “Stop feeding after calving”
			— Phosphorus		
			— Magnesium		
	and/or				
	— Low cations/anions ratio		— Calcium	1 to 4 weeks before calving	Indicate in the instructions for use: “Stop feeding after calving”
		— Phosphorus			
		— Sodium			
		— Potassium			
		— Chlorides			
			— Sulphur		
	or				
	— High level of zeolite (synthetic sodium aluminium silicate)		Content of synthetic sodium aluminium silicate	The 2 weeks before calving	Indicate in the instructions for use: — “The amount of feed shall be restricted to ensure that a daily intake of 500 g sodium aluminium silicate per animal is not exceeded” — “Stop feeding after calving”
	or				

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Particular nutritional purpose	Essential nutritional characteristics	Species or category of animal	Labelling declarations	Recommended length of time for use	Other provisions
	— High level of calcium in the form of highly available calcium salts		Total calcium content, sources and respective quantity of calcium	From first signs of parturition to 2 days after parturition	Indicate on the package, container or label: — The instructions for use, i.e. the number of applications and the time before and after calving; — The text “It is recommended that a nutritional expert’s opinion be sought before use”

### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

1. These Regulations further amend the Feeding Stuffs (Wales) Regulations 2006 (S.I.2006/116 (W.14)) as already amended by S.I. 2006/617 (W.69), S.I. 2006/2928 (W.263), S.I. 2006/3256 (W.296) and S.I. 2007/3171 (W.277) (“the Feeding Stuffs Regulations”).

2. These Regulations provide for the implementation of Commission Directive 2008/4/EC amending Directive 94/39/EC as regards feeding stuffs intended for the reduction of the risk of milk fever (OJ No. L6, 10.1.2008, p.4).

3. The Regulations amend the table in Schedule 7 (permitted feeding stuffs intended for particular nutritional purposes and provisions relating to their use) to the Feeding Stuffs Regulations, by replacing the existing entries relating to the reduction of the risk of milk fever with the revised entries contained in Commission Directive 2008/4/EC. This Directive permits, subject to specified labelling

requirements, two additional types of dietetic feed to be marketed for the reduction of milk fever in dairy cows.

4. These Regulations also correct an error in the Welsh language text of the Feeding Stuffs Regulations (regulation 2(2)).

5. A full regulatory impact assessment has not been prepared for these Regulations.