

## ANNEX VI

### SPECIAL RULES ON RESEARCH, FEEDING AND COLLECTION AND DISPOSAL

#### CHAPTER II

#### SPECIAL FEEDING RULES

##### Section 2

##### Feeding of certain species in feeding stations

1. The competent authority may authorise the use of Category 1 material referred to in Article 18(2)(b) of Regulation (EC) No 1069/2009 for the feeding of the following endangered and protected species in feeding stations under the following conditions:
  - (a) The material must be fed to:
    - (i) <sup>F1</sup> .....
    - (ii) one of the species of the order Carnivora which are listed in Annex II to Directive 92/43/EEC, in special areas of conservation which have been set up under [<sup>F2</sup>the Conservation of Habitats and Species Regulations 2017, the Conservation of Offshore Marine Habitats and Species Regulations 2017 or the Conservation (Natural Habitats, &c.) Regulations 1994]; or
    - (iii) one of the species of the orders Falconiformes or Strigiformes, which are listed in Annex I to Directive 2009/147/EC, in special protection areas which have been set up under [<sup>F3</sup>the Conservation of Habitats and Species Regulations 2017, the Conservation of Offshore Marine Habitats and Species Regulations 2017 or the Conservation (Natural Habitats, &c.) Regulations 1994];
  - (b) The competent authority has granted an authorisation to the operator responsible for the feeding station.

The competent authority shall grant such authorisations provided that:

    - (i) the feeding is not used as an alternative way of disposal of specified risk materials or the disposal of fallen ruminant stock containing such material posing a TSE risk;
    - (ii) an appropriate surveillance system for TSEs as laid down in Regulation (EC) No 999/2001 is in place involving regular laboratory testing of samples for TSE;
  - (c) The competent authority must ensure coordination with any other competent authorities responsible for the supervision of the requirements laid down in the authorisation;
  - (d) The competent authority must be satisfied, on the basis of an assessment of the specific situation of the species concerned and their habitat, that the conservation status of the species will be improved;

*Changes to legislation: There are currently no known outstanding effects for the  
 Commission Regulation (EU) No 142/2011, Division 1.. (See end of Document for details)*

- (e) The authorisation granted by the competent authority must:
  - (i) refer to and name the species actually concerned;
  - (ii) describe in detail the location of the feeding station in the geographical area where feeding shall take place; and
  - (iii) be immediately suspended in the case of:
    - a suspected or confirmed link to the spread of TSE until the risk can be excluded, or
    - non-compliance with any of the rules provided for in this Regulation.
- (f) The operator responsible for the feeding shall:
  - (i) dedicate an area to the feeding that is enclosed and to which access is limited to animals of the species to be conserved, if appropriate by fences or by other means which correspond to the natural feeding patterns of those species;
  - (ii) ensure that eligible bodies of bovine animals and at least 4 % of eligible bodies of ovine and caprine animals intended to be used for feeding are tested prior to that use with a negative result, in the TSE monitoring programme carried out in accordance with Annex III to Regulation (EC) No 999/2001 and, if applicable, in accordance with a Decision adopted in accordance with the second subparagraph of Article 6(1b) of that Regulation; and
  - (iii) keep records at least of the number, nature, estimated weight and origin of the carcasses of the animals used for feeding, the date of the feeding, the location where feeding took place and if applicable, the results of the TSE tests.

#### Textual Amendments

- F1** Annex 6 Ch. 2 Section 2 point 1(a)(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), **13(42)(b)(i)(aa)**
- F2** Words in Annex 6 Ch. 2 Section 2 point 1(a)(ii) 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), **13(42)(b)(i)(bb)**
- F3** Words in Annex 6 Ch. 2 Section 2 point 1(a)(iii) 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), **13(42)(b)(i)(bb)**

**Changes to legislation:**

There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011, Division 1..