

Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (Text with EEA relevance)

## CHAPTER VI

### REGISTRATION AND APPROVAL OF ESTABLISHMENTS AND PLANTS

#### *Article 18*

#### **Requirements regarding the approval of one or more establishments and plants handling animal by-products on the same site**

The competent authority may grant approval to more than one establishment or plant handling animal by-products on the same site, provided that the transmission of risks to public and animal health between the establishments or plants is excluded by their layout and the handling of animal by-products and derived products within the establishments or plants.

#### *Article 19*

#### **Requirements concerning certain approved establishments and plants handling animal by-products and derived products**

Operators shall ensure that establishments and plants under their control which have been approved by the competent authority, comply with the requirements set out in the following Chapters of Annex IX hereto where they carry out one or more of the following activities referred to Article 24(1) of Regulation (EC) No 1069/2009:

- (a) Chapter I, where they manufacture petfood as referred to in Article 24(1)(e) of that Regulation;
- (b) Chapter II, where they store animal by-products as referred to in Article 24(1)(i) of that Regulation and where they handle animal by-products after their collection, by way of the following operations referred to in Article 24(1)(h) of that Regulation:
  - (i) sorting;
  - (ii) cutting;
  - (iii) chilling;
  - (iv) freezing;
  - (v) salting;
  - (vi) preservation by other processes;
  - (vii) removal of hides and skins or removal of specified risk material;

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- (viii) operations involving the handling of animal by-products which are carried out in compliance with obligations under [<sup>F1</sup>veterinary legislation forming part of retained EU law];
  - (ix) hygienisation/pasteurisation of animal by-products destined for transformation into biogas/composting, prior to such transformation or composting in another establishment or plant in accordance with Annex V hereto;
  - (x) sieving;
  - (xi) [<sup>F2</sup>phase transition processes of Category 3 materials, such as:
    - blood thermocoagulation,
    - blood centrifugation,
    - containment as set out in Chapter V to Annex IX hereto,
    - hydrolysing of hooves, pig bristles, feathers and hair
 destined for processing with processing methods set out in this Regulation;]
- (c) [<sup>F3</sup>Chapter III, where they store derived products for certain intended purposes as referred to in Article 24(1)(j) of that Regulation;
- (d) [<sup>F4</sup>Chapter V, where they store on the farm animal by-products as referred to in point (h) or (i) of Article 24(1) of that Regulation, provided that unprocessed animal by-products are subsequently disposed of as referred to in Article 4 of that Regulation;]]
- (e) [<sup>F2</sup>Where the operations referred to in points (i) to (vii) and (xi) of point (b) take place on the site of the approved establishment or plant referred to in Article 26(1) of Regulation (EC) No 1069/2009 generating those materials, the competent authority may authorise the operation without registration in accordance with Article 23 or approval in accordance with Article 24(1)(h) of that Regulation, provided that the animal by-products are stored, transported and disposed of or used as unprocessed animal by-products in accordance with Regulation (EC) No 1069/2009.]

#### Textual Amendments

- F1** Words in Art. 19(b)(viii) 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(12)**
- F2** Inserted by [Commission Regulation \(EU\) 2020/762 of 9 June 2020 amending Regulation \(EU\) No 142/2011 as regards microbiological standards for raw petfood, requirements concerning approved establishments, technical parameters applicable to the alternative method Brookes' gasification process and hydrolysis of rendered fats, and exports of processed manure, certain blood, blood products and intermediate products \(Text with EEA relevance\)](#).
- F3** Substituted by [Commission Regulation \(EU\) 2015/9 of 6 January 2015 amending Regulation \(EU\) No 142/2011 implementing Regulation \(EC\) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive \(Text with EEA relevance\)](#).
- F4** Substituted by [Commission Regulation \(EU\) 2020/762 of 9 June 2020 amending Regulation \(EU\) No 142/2011 as regards microbiological standards for raw petfood, requirements concerning approved establishments, technical parameters applicable to the alternative method Brookes' gasification process](#)

and hydrolysis of rendered fats, and exports of processed manure, certain blood, blood products and intermediate products (Text with EEA relevance).

## Article 20

### **Requirements concerning certain registered establishments and plants handling animal by-products and derived products**

1 Operators of registered plants or establishments or other registered operators shall handle animal by-products and derived products under the conditions set out in Chapter IV of Annex IX.

2 Registered operators transporting animal by-products or derived products, other than between premises of the same operator, shall in particular comply with the conditions set out in point 2 of Chapter IV of Annex IX.

3 Paragraphs 1 and 2 shall not apply to:

- a approved operators who are transporting animal by-products or derived products as an ancillary activity;
- b operators who have been registered for transport activities in accordance with Regulation (EC) No 183/2005.

[<sup>F54</sup> The competent authority may exempt the following operators from the obligation to notify, referred to in Article 23(1)(a) of Regulation (EC) No 1069/2009:

- a operators handling or generating game trophies or other preparations referred to in Chapter VI of Annex XIII hereto for private or non-commercial purposes;
- b operators handling or disposing research and diagnostic samples for educational purposes;

[<sup>F6c</sup> operators transporting dry untreated wool and hair, provided they are securely enclosed in packaging, and directly dispatched to a plant producing derived products for uses outside the feed chain or to a plant carrying out intermediate operations, under conditions which prevent the spreading of pathogenic agents;]

[<sup>F3d</sup> operators using small quantities of Categories 2 and 3 materials referred to in Articles 9 and 10 of Regulation (EC) No 1069/2009 or of products derived therefrom, for the purpose of direct supply of the products within the region to the final user, on the local market or to local retail establishments, if the competent authority does not consider such activity to present a risk of spreading any serious transmissible disease to humans or animals; this point shall not apply where those materials are used as feed for farmed animals other than fur animals;]

[<sup>F7e</sup> users of organic fertilisers or soil improvers at premises where farmed animals are not kept;

- f operators handling and distributing organic fertilisers or soil improvers exclusively in ready-to-sell retail packaging of not more than 50 kg in weight for uses outside the feed and food chain.]]

#### **Textual Amendments**

- F3** Substituted by [Commission Regulation \(EU\) 2015/9 of 6 January 2015 amending Regulation \(EU\) No 142/2011 implementing Regulation \(EC\) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for](#)

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- human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (Text with EEA relevance).
- F5** Substituted by Commission Regulation (EU) No 1063/2012 of 13 November 2012 amending Regulation (EU) No 142/2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (Text with EEA relevance).
- F6** Substituted by Commission Implementing Regulation (EU) No 1097/2012 of 23 November 2012 amending Regulation (EU) No 142/2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive as regards dispatch of animal by-products and derived products between Member States (Text with EEA relevance).
- F7** Inserted by Commission Regulation (EU) 2015/9 of 6 January 2015 amending Regulation (EU) No 142/2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (Text with EEA relevance).

### <sup>F8</sup> Article 20a

#### **Lists of establishments, plants and operators <sup>F9</sup>...**

The competent authority <sup>F10</sup>... shall ensure that up-to-date lists of establishments, plants and operators, referred to in the first subparagraph of Article 47(1) of Regulation (EC) No 1069/2009 are:

- (a) drawn up in accordance with the technical specifications published on the [<sup>F11</sup>website of the relevant appropriate authority];
- (b) either entered in [<sup>F12</sup>the appropriate computerised information management system] or accessible by means of [<sup>F12</sup>the appropriate computerised information management system] as of 31 October 2021 at the latest.]

#### **Textual Amendments**

- F8** Inserted by Commission Implementing Regulation (EU) 2019/1084 of 25 June 2019 amending Regulation (EU) No 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products (Text with EEA relevance).
- F9** Words in Art. 20a heading 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(13)(a)**
- F10** Words in Art. 20a 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(13)(b)**
- F11** Words in Art. 20a(a) 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(13)(c)**

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**F12** Words in Art. 20a(b) 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(13)(d)**

**Changes to legislation:**

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