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STATUTORY RULES OF NORTHERN IRELAND

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**2001 No. 405**

**Processed Animal Protein Regulations (Northern Ireland) 2001**

**Trade with other member States**

**10.**—(1) Subject to paragraphs (2) and (3), a person shall not send any processed animal protein to another member State.

(2) If the conditions specified in paragraph (3) are met, the prohibition in paragraph (1) shall not apply to—

- (a) petfood referred to in chapter 4 of Annex I to Directive 92/118/EEC;
- (b) processed animal protein not intended for the feeding of any farmed animal;
- (c) fishmeal referred to in regulation 4(2)(a), transported and intermediately stored in accordance with Schedule 1, for feeding to farmed animals other than ruminants;
- (d) gelatin derived from non-ruminant animals for coating additives within the meaning of Council Directive 70/524/EEC concerning additives in feedingstuffs;
- (e) dicalcium phosphate referred to in regulation 4(2)(c), produced in accordance with Schedule 2, for feeding to farmed animals other than ruminants;
- (f) hydrolysed protein referred to in regulation 4(2)(d), produced in accordance with Schedule 3, for feeding to farmed animals other than ruminants; or
- (g) milk and milk products.

(3) The conditions referred to in paragraph (2) are—

- (a) the member State of destination—
  - (i) has authorised receipt of processed animal protein from the United Kingdom for the purposes of article 3(1)(a) of the Commission Decision; and
  - (ii) has authorised processed animal protein from the United Kingdom to be sent only to premises in the member State of destination other than premises producing feedingstuffs for farmed animals;
- (b) the processed animal protein is accompanied by an official certificate as laid down in Annex V to the Commission Decision or, in the case of dicalcium phosphate or hydrolysed protein, an official certificate as laid down in Annex IV to the Commission Decision;
- (c) the processed animal protein is—
  - (i) transported in sealed, covered containers or vehicles, in such a way as to prevent loss; and
  - (ii) conveyed directly to a petfood or feed plant in the member State of destination; and
- (d) notice is given to the Department by or on behalf of the person sending the processed animal protein in sufficient time and manner to enable the Department to inform the competent authority of the member State of destination, in accordance with the ANIMO procedure established under Commission Decision 91/398/EEC(1) as applied for the

purposes of the Commission Decision, of the place of destination of each consignment sent.

(4) Where processed animal protein has been sent to another member State and the member State of destination, in accordance with the ANIMO procedure established under Commission Decision [91/398/EEC](#) as applied for the purposes of the Commission Decision, has not informed the Department that the consignment has arrived, the Department shall immediately take the appropriate action which, in its opinion, is necessary or expedient for the purposes of article 3(1)(e) of the Commission Decision.

(5) Subject to paragraphs (6) and (7), a person shall not import any processed animal protein from another member State.

(6) If the conditions specified in paragraph (7) are met, the prohibitions in paragraph (5) shall not apply to—

- (a) petfood referred to in chapter 4 of Annex I to Directive 92/118/EEC;
- (b) processed animal protein not intended for the feeding of any farmed animal;
- (c) fishmeal referred to in regulation 4(2)(a), transported and intermediately stored in accordance with Schedule 1, for feeding to farmed animals other than ruminants;
- (d) gelatin derived from non-ruminant animals for coating additives within the meaning of Council Directive [70/524/EEC](#) concerning additives in feedingstuffs;
- (e) dicalcium phosphate referred to in regulation 4(2)(c), produced in accordance with Schedule 2, for feeding to farmed animals other than ruminants;
- (f) hydrolysed protein referred to in regulation 4(2)(d), produced in accordance with Schedule 3, for feeding to farmed animals other than ruminants; or
- (g) milk and milk products.

(7) The conditions referred to in paragraph (6) are—

- (a) the Department—
  - (i) has authorised receipt of processed animal protein from the member State for the purposes of article 3(1)(a) of the Commission Decision; and
  - (ii) has authorised processed animal protein from the member State to be sent only to premises in Northern Ireland other than premises producing feedingstuffs for farmed animals;
- (b) before the processed animal protein is imported, the person who intends to import it has given notice of the proposed import to the Department;
- (c) the processed animal protein is accompanied by an official certificate as laid down in Annex V of the Commission Decision or, in the case of dicalcium phosphate or hydrolysed protein, an official certificate as laid down in Annex IV to the Commission Decision;
- (d) the processed animal protein is—
  - (i) transported in sealed, covered containers or vehicles, in such a way as to prevent loss; and
  - (ii) conveyed directly to a petfood or feed plant in the member State of destination; and
- (e) notice is given to the Department by or on behalf of the person sending the processed animal protein in sufficient time and manner to enable the Department to inform the competent authority of the member State of origin, in accordance with the ANIMO procedure established under Commission Decision [91/398/EEC](#) as applied for the purposes of the Commission Decision, of the arrival of each consignment sent.

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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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