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S T A T U T O R Y   I N S T R U M E N T S

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**1981 No. 10**

**AGRICULTURE**

**The Fertilisers and Feeding Stuffs (Amendment)  
Regulations 1981**

*Made*   -   -   -   -   *7th January 1981*

*Laid before Parliament*   *9th January 1981*

*Coming into Operation*   *1st February 1981*

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 66(1), 74A and 84 of the Agriculture Act 1970(a) and now vested in them(b) and of all other powers enabling them in that behalf, hereby make the following regulations after consultation with such persons and organisations as appear to them to represent the interests concerned:—

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the Fertilisers and Feeding Stuffs (Amendment) Regulations 1981 and shall come into operation on 1st February 1981.

(2) In these regulations “the principal regulations” means the Fertilisers and Feeding Stuffs Regulations 1973(c).

*Amendment of the principal regulations*

2. There shall be inserted immediately after regulation 7 of the principal regulations the following new regulations—

*“Restriction on importation of material containing Aflatoxin B<sub>1</sub>*

7A. No person shall import into Great Britain for use as a feeding stuff any material which is—

- (a) groundnut, or
- (b) a derivative of groundnut, or
- (c) cotton seed, or
- (d) a derivative of cotton seed,

and in which there is a detectable level of Aflatoxin B<sub>1</sub>.

*Modification of the Act for the purposes of regulation 7A*

7B.—(1) In relation to any material to which regulation 7A applies the operation of sections 66(2) and 82(1) of the Act shall be modified as provided for in the following paragraphs.

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(a) 1970 c.40; section 74A was inserted by the European Communities Act 1972 (c.68), section 4(1) and Schedule 4, paragraph 6.

(b) In the case of the Secretary of State for Wales by virtue of S.I. 1978/272.

(c) S.I. 1973/1521, amended by S.I. 1976/840, 1977/115, 1979/1617.

(2) Section 66(2) shall have effect as if the words “imported or” were inserted immediately before the word “sold” in both places where that word appears.

(3) Section 82(1) shall have effect as if the words “73 and 74A” were substituted for the words “and 73”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 7th January 1981.

(L.S.)

*Peter Walker,*  
Minister of Agriculture, Fisheries and Food.

5th January 1981.

*George Younger,*  
Secretary of State for Scotland.

7th January 1981.

*Nicholas Edwards,*  
Secretary of State for Wales.

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#### EXPLANATORY NOTE

*(This Note does not form part of the Regulations.)*

These regulations are made under Part IV of the Agriculture Act 1970 (as amended) after consultation with interested persons and organisations. They amend the Fertilisers and Feeding Stuffs Regulations 1973 so as to prohibit the importation into Great Britain for use as feeding stuffs of groundnut and cotton seed and their derivatives if they contain a detectable level of Aflatoxin B<sub>1</sub>.

They also modify the 1970 Act so that—

- (a) the prohibition extends to the import of the materials as ingredients (section 66(2)), and
- (b) the statutory defences apply (section 82).

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