#### STATUTORY INSTRUMENTS

### 2003 No. 1482

### ANIMALS, ENGLAND

### ANIMAL HEALTH

## The Animal By-Products Regulations 2003 (revoked)<sup>F1</sup>

Made---4th June 2003Laid before Parliament9th June 2003Coming into force1st July 2003

### THE ANIMAL BY-PRODUCTS REGULATIONS 2003 (REVOKED)

#### PART 1

#### Introduction

- 1. Title, extent and commencement
- 2. Interpretation
- 3. Approvals, etc.

#### PART 2

Collection, transportation, storage, handling, processing and disposal of animal by-products

- 4. Category 1 material
- 5. Category 2 material
- 6. Category 3 material
- 7. Mixing mammalian and non-mammalian by-products
- 8. Collection, transportation and storage

#### PART 3

Restrictions on access to animal by-products and their use

- 9. Access to animal by-products
- 10. Restrictions on use
- 11. Pasture land
- 12. Intra-species recycling of fish

#### PART 4

#### Approved premises and competent authorities

- 13. The competent authority
- 14. Approval of premises
- 15. Biogas and composting plants
- 16. Composting catering waste on the premises on which it originates
- 17. Processing and intermediate plants' own checks
- 18. Sampling at processing plants
- 19. Sampling at biogas and composting plants
- 20. Samples sent to laboratories
- 21. Laboratories

#### PART 5

#### Placing animal by-products and processed products on the market

- 22. Placing on the market of processed animal protein and other processed products that could be used as feed material
- 23. Placing on the market of petfood, dogchews and technical products
- 24. Placing on the market of compost or digestion residues for use on agricultural land

#### PART 6

#### Derogations

- 25. Competent authority for Chapter V of the Community Regulation
- 26. Derogations regarding the use of animal by-products
- 27. Collection centres
- 28. Burial of pet animals
- 29. Remote areas
- 30. Burial in the event of a disease outbreak
- 31. Burning and burial of bees and apiculture products

#### PART 7

#### Records

- 32. Records
- 33. Records for consigning, transporting or receiving animal by-products
- 34. Records for burying or burning of animal by-products
- 35. Records for disposal or use on premises
- 36. Delivery records to be kept by operators of biogas and composting plants
- 37. Treatment records for biogas and composting plants
- 38. Records for approved laboratories
- 39. Records to be kept for consignments of compost or digestion residue

#### PART 8

#### Administration and enforcement

- 40. Grant of approvals
- 41. Suspension, amendment and revocation of approvals and registrations
- 42. Appeals
- 43. Notice requiring the disposal of animal by-products or catering waste

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- 44. Cleansing and disinfection
- 45. Compliance with notices
- 46. Powers of entry
- 47. Obstruction
- 48 Penalties
- 49. Enforcement
- 50. Transitional measures
- 51. Amendments and revocations Signature

# SCHEDULE 1 — ADDITIONAL REQUIREMENTS FOR BIOGAS AND COMPOSTING PLANTS

#### PART 1 — PREMISES

- 1. (1) There shall be—(a) a reception area in which...
- 2. The animal by-products shall be unloaded in the reception area...
- 3. The plant shall be operated in such a way that—...
- 4. The operator shall identify, control and monitor suitable critical points...
- 5. Containers, receptacles and vehicles used for transporting untreated animal by-products...

# PART II — TREATMENT SYSTEMS AND PARAMETERS FOR CATERING WASTE

- 1. Unless an approval specifically permits a different system, catering waste...
- 2. The approval shall normally specify one of the methods in...
- 3. If the approval for a composting plant specifies one of...
- 4. The approval for a biogas plant shall specify one of...

#### SCHEDULE 2 — TESTING METHODS

# PART I — METHOD FOR THE ISOLATION OF CLOSTRIDIUM PERFRINGENS

- 1. Tests shall be begun on receipt of the sample or...
- 2. Tests shall be carried out using two 10 gram portions...
- 3. Inoculations
- 4. Once the agar has set, each agar plate shall be...
- 5. Samples with colonies of Clostridium perfringens
- 6. In the case of each plate, 10 characteristic colonies of...
- 7. If the surface area of the plates is overgrown and...
- 8. One characteristic colony from each plate shall be subcultured on...
- 9. After incubation each plate shall be examined for colonies characteristic... Examination of subcultures
- 10. The motility nitrate medium shall be examined for the type...
- 11. After examination of the motility nitrate medium, 0.2 ml to...
- 12. Production of gas and acid from lactose and liquefaction of gelatin
- 13. The lactose gelatin medium shall be examined for colour. A...
- 14. The lactose gelatin medium shall be chilled for one hour...
- 15. The presence of Clostridium perfringens shall be determined on the...
- 16. Control Tests
- 17. 10 gram portions of the rendered animal protein shall be...
- 18. One colony of Clostridium perfringens shall be placed in 10...
- 19. These are then treated and examined in the same way...

#### PART II — METHODS FOR THE ISOLATION OF SALMONELLA

1. Tests shall be begun on receipt of the sample or...

- 2. Tests shall be carried out in duplicate using two 25...
- 0.1 ml from the container of incubated BPW shall be... 3.
- 4. Day 3
- 5. The residual RV broth shall be reincubated at 41.5°C±0.5°C for...
- 6. Day 4
- 7. The reincubated RV both shall be plated out as described...
- 8. Day 5
- 9. The plates referred to in paragraph 7 shall be examined...
- 1. Tests shall be begun on receipt of the sample or...
- 2. Tests shall be carried out in duplicate using two 25...
- 3. The incubated BPW/L/G shall be added to Selenite Cystine Trimethylamine-N-Oxide...
- At the end of the 24 hour period, the information...
- The plates shall be examined and a minimum of 3...
- 6. The incubated composite media or equivalent shall be examined and... PART III — METHOD FOR THE ISOLATION OF ENTEROBACTERIACEAE
- Tests shall be begun on receipt of the sample or... 1.
- 2. Tests shall be carried out using five 10 gram portions...
- 3.
- 4. Once the agar has set, each agar plate shall be...
- 5. Samples with colonies of Enterobacteriaceae
- 6. After counting the colonies, characteristic colonies shall be taken at...
- 7. Examination of subcultures
- 8. If not all of the colonies prove to be Enterobacteriaceae,...
- 9. Controls
- A 10 gram portion of the rendered animal protein shall... 10.
- One colony of Escherichia coli shall be placed in 10... 11.
- 12. This is then treated and examined in the same way...

#### SCHEDULE 3 — TRANSITIONAL MEASURES

PART I — TRANSITIONAL MEASURES REGARDING THE INTRA-SPECIES RECYCLING BAN FOR FISH

#### PART II — THE COLLECTION, TRANSPORTATION AND DISPOSAL OF FORMER FOODSTUFFS

- (1) The Secretary of State shall be the competent authority...
- 2. Collection, transport and disposal of former foodstuffs
- Where former foodstuffs are mixed with Category 1 or Category... 3.
- 4. Where former foodstuffs are sent for disposal in an approved...
- Any person who fails to comply with any instructions given... In this Part "former foodstuffs" does not include waste from...

#### PART III — USED COOKING OIL IN ANIMAL FEED

- 1. Scope
- 2. This Part is confined to used cooking oil which—
- 3. **Approvals**
- 4. The approval shall specify—(a) the name of the operator...
- 5. (1) Approval shall be suspended immediately if the conditions under...
- General obligations 6.
- 7. Used cooking oil shall be— (a) collected by an approved...
- 8. (1) Used cooking oil shall be collected and transported in...
- 9. Approved premises and the operation of blending premises
- 10. (1) Before mixing with other oil operators of blending premises...
- (1) Approved premises shall be constructed in such a way...

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- 12. Operators' own-checks
- 13. (1) The operator of approved blending premises shall carry out...
- 14. (1) The operator shall record the results of the checks...
- 15. (1) Containers, receptacles and, where appropriate, vehicles used for transporting...
- 16. (1) Used cooking oil shall meet the following minimum standards...
- 17. (1) Commercial documents may be in written or electronic form....
- 18. (1) Any person consigning, transporting or receiving used cooking oil...
- 19. (1) The Secretary of State shall maintain a list of... PART IV MAMMALIAN BLOOD
  - General

1.

- 2. The Secretary of State may approve the use of processing...
- 3. (1) Approval shall be suspended immediately if the conditions under...
- 4. The approval shall only be granted if the operator was...
- 5. All other relevant provisions of the Community Regulation must be...

PART V — OLEOCHEMICAL PLANTS USING RENDERED FATS FROM CATEGORY 2 AND CATEGORY 3 MATERIALS

- 1. General obligations
- 2. (1) Approval shall be suspended immediately if the conditions under...
- 3. The approval shall only be granted to premises and facilities...
- 4. (1) Only rendered fats derived from Category 2 and Category...
  - PART VI LOW CAPACITY INCINERATION OR CO-INCINERATION
    PLANTS WHICH DO NOT INCINERATE OR CO-INCINERATE
    SPECIFIED RISK MATERIALS OR CARCASES CONTAINING
    THEM
- 1. General obligations
- 2. (1) Approval shall be suspended immediately if the conditions under...
- 3. The approval shall only be granted to incinerators that were...
- 4. The operator shall take all necessary measures to ensure that—...
- 5. In the case of a breakdown or malfunction, the operator...

#### SCHEDULE 4 — AMENDMENTS

- AMENDMENTS TO THE TSE (ENGLAND) REGULATIONS 2002
- 1. The TSE (England) Regulations 2002 are amended in accordance with...
- 2. Regulations 33(4), 34(2), 52, 54, 56(1)(a), 56(2)(b), 56(4)(c) and (d),...
- 3. At the end of regulation 13 there shall be added—...
- 4. After regulation 34 there shall be inserted—Mixing specified risk...
- 5. For regulation 40 there shall be substituted the following regulation—...
- 6. For Schedule 5 (Application of Part IV of the Regulations...

**Explanatory Note** 

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