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STATUTORY INSTRUMENTS

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**2005 No. 2347**

**ANIMALS, ENGLAND**

**ANIMAL HEALTH**

**The Animal By-Products Regulations 2005**

*Made* - - - - *19th August 2005*  
*Laid before Parliament* *24th August 2005*  
*Coming into force* *28th September 2005*

**THE ANIMAL BY-PRODUCTS REGULATIONS 2005 (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. Restrictions on feeding catering waste and other animal by-products
10. Intra-species recycling
11. Access to catering waste and other animal by-products
12. Pasture land

**Status:** Point in time view as at 28/09/2005.

**Changes to legislation:** There are currently no known outstanding effects for the  
The Animal By-Products Regulations 2005. (See end of Document for details)

## PART 4

### Approved premises and the competent authority

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, etc.
41. Suspension, amendment and revocation of approvals, etc.
42. Representations to an appointed person
43. Notice requiring the disposal of animal by-products or catering waste

44. Cleansing and disinfection
  45. Compliance with notices
  46. Powers of entry
  47. Obstruction
  48. Penalties
  49. Enforcement
  50. Transitional measures: technical products
  51. Transitional measures: photographic products from gelatine
  52. Transitional measures: milk
  53. Transitional measures with expiry dates
  54. Repeals and revocation
- Signature

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SCHEDULE 1 — Additional requirements for biogas and composting plants

PART I — 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. Composting plants
4. Biogas plants

SCHEDULE 2 — Ruminant derived fluid

1. Treatment or discharge of fluid from processing ruminant by-products
2. Measurement of treated fluid
3. Records
4. Records of consignment

SCHEDULE 3 — Testing Methods

PART I — METHOD FOR THE ISOLATION OF CLOSTRIDIUM  
PERFRINGENS

1. Time of testing
2. Samples
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. Subcultured colonies
10. Motility
11. Reduction of nitrate to nitrite
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...

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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. A. BACTERIOLOGICAL METHOD
  2. Day one
  3. Day two
  4. Day three
  5. The residual RV broth shall be reincubated at  $41.5^{\circ}\text{C}\pm 0.5^{\circ}\text{C}$  for...
  6. Day four
  7. The reincubated both shall be plated out as described in...
  8. Day five
  9. The plates referred to in paragraph 7 shall be examined...
  10. B. ELECTRICAL CONDUCTANCE METHOD
  11. Day one
  12. Day two
  13. Day three
  14. Day four
  15. Day five
  - PART III — METHOD FOR THE ISOLATION OF ENTEROBACTERIACEAE
  1. Tests shall be begun on receipt of the sample or...
  2. Samples
  3. Inoculations
  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
  10. A 10 gram portion of the rendered animal protein shall...
  11. One colony of *Escherichia coli* shall be placed in 10...
  12. This is then treated and examined in the same way...

#### SCHEDULE 4 — Transitional Measures

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

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

##### PART II — 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. Specific requirements

Explanatory Note

**Status:**

Point in time view as at 28/09/2005.

**Changes to legislation:**

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