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WELSH STATUTORY INSTRUMENTS

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**2003 No. 2756 (W.267)**

**ANIMALS, WALES**

**ANIMAL HEALTH**

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

*Made - - - - 29th October 2003*

*Coming into force 31st October 2003*

**THE ANIMAL BY-PRODUCTS (WALES)  
REGULATIONS 2003 (REVOKED)**

**PART 1**

**Introduction**

1. Title, application 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

**Changes to legislation:** There are currently no known outstanding effects for the The Animal By-Products (Wales) Regulations 2003 (revoked). (See end of Document for details)

#### 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. Burial in the event of a disease outbreak
30. Burning and burial of bees and apiculture products

#### PART 7

##### Records

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

#### PART 8

##### Administration and enforcement

39. Grants of approvals
40. Suspension, amendment or revocation of approvals, authorisations and registrations

41. Appeals
  42. Notice requiring the disposal of animal by-products or catering waste
  43. Cleansing and disinfection
  44. Compliance with notices
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  46. Obstruction
  47. Penalties
  48. Enforcement
  49. Service of notices and other documents
  50. Transitional provisions
  51. Amendments and Revocations
- Signature

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SCHEDULE 1 Additional requirements for biogas and composting plants

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PART 1

1. Premises
2. The animal by-products must be unloaded in the reception area...
3. The plant must 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 must normally specify one of the methods in...
3. If the approval for a composting plant specifies one of...
4. The approval of a biogas plant must specify one of...

SCHEDULE 2 Testing Methods

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PART I — METHOD FOR THE ISOLATION OF CLOSTRIDIUM PERFRINGENS

1. Tests must be begun on receipt of the sample or...
2. Tests must be carried out using two 10 gram portions...
3. Inoculations
4. Once the agar has set, each agar plate must 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 must be subcultured on...
9. After incubation each plate must be examined for colonies characteristic...  
Examination of subcultures
10. The motility nitrate medium must 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 must be examined for colour. A...
14. The lactose gelatin medium must be chilled for one hour...

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15. The presence of *Clostridium perfringens* must be determined on the...
16. Control Tests
17. 10 gram portions of the rendered animal protein must be...
18. One colony of *Clostridium perfringens* must 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 must be begun on receipt of the sample or...
2. Tests must be carried out in duplicate using two 25...
3. 0.1 ml from the jar of incubated BPW must be...
4. Day 3
5. The residual RV broth must be reincubated at 41.5°C±0.5°C for...
6. Day 4
7. The reincubated RV broth must be plated out as described...
8. Day 5
9. The plates referred to in paragraph 7 must be examined...
1. Tests must be begun on receipt of the sample or...
2. Tests must be carried out in duplicate using two 25...
3. The incubated BPW/L/G must be added to Selenite Cystine Trimethylamine-N-Oxide...
4. At the end of the 24 hour period, the information...
5. The plates must be examined and a minimum of 3...
6. The incubated composite media or equivalent must be examined and...

#### PART III — METHOD FOR THE ISOLATION OF ENTEROBACTERIACEAE

1. Tests must be begun on receipt of the sample or...
  2. Tests must be carried out using five 10 gram portions...
  3. Inoculations
  4. Once the agar has set, each agar plate must be...
  5. Samples with colonies of Enterobacteriaceae
  6. After counting the colonies, characteristic colonies must 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 must...
  11. One colony of *Escherichia coli* must be placed in 10...
  12. This is then treated and examined in the same way...
- SCHEDULE Transitional Measures

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#### PART I — INTRA-SPECIES RECYCLING BAN FOR FISH

1. In accordance with Article 1 of Commission Regulation (EC) No...

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

1. (1) The National Assembly will be the competent authority for...
2. For the purposes of Article 1(1) of Commission Regulation (EC)...
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 III — USED COOKING OIL IN ANIMAL FEED

1. Scope
2. This Part is confined to used cooking oil which —...

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3. Approvals
4. The approval must specify — (a) the name of the...
5. (1) Approval must be suspended immediately if the conditions under...
6. General obligations
7. Used cooking oil must be — (a) collected by an...
8. (1) Used cooking oil must 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...
11. (1) Approved premises must be constructed in such a way...
12. Operators'own-checks
13. (1) The operator of approved blending premises must carry out...
14. (1) The operator must record the results of the checks...
15. (1) Containers, receptacles and, where appropriate, vehicles used for transporting...
16. (1) Used cooking oil must 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 National Assembly shall maintain a list of the...

#### PART IV — MAMMALIAN BLOOD

1. General
2. The National Assembly may approve the use of processing methods...
3. (1) Approval must be suspended immediately if the conditions under...
4. The approval may 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 must be suspended immediately if the conditions under...
3. The approval may 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 CARCASSES CONTAINING THEM

1. General obligations
2. (1) Approval must be suspended immediately if the conditions under...
3. The approval may only be granted to incinerators that were...
4. Specific requirements
5. In the case of a breakdown or malfunction, the operator...

#### SCHEDULE

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##### Amendments

1. Amendments to the TSE (Wales) Regulations 2002
2. Regulations 33(4), 34(2), 52, 54, 56(1)(a), 56(2)(b), 56(4)(c) and (d), 63...
3. At the end of the regulation 13 there shall be...

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4. After regulation 34 there shall be inserted — Mixing specified...
  5. For regulation 40 there is substituted the following regulation—  
Once specified risk material has been removed from the carcasse...
  6. For Schedule 5 (Application of Part IV of the Regulations...
- SCHEDULE APPLICATION OF PART IV OF THE REGULATIONS TO  
5 SCHEME ANIMALS  
Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Animal By-Products (Wales) Regulations 2003 (revoked).