

1993 No. 193

ANIMALS

**Diseases of Animals (Animal Protein) (No. 2) (Amendment)
Order (Northern Ireland) 1993**

Made 14th April 1993

Coming into operation 1st July 1993

The Department of Agriculture, in exercise of the powers conferred on it by Articles 2(3), 5(1), 19, 44 and 60(1) of the Diseases of Animals (Northern Ireland) Order 1981(a) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Diseases of Animals (Animal Protein) (No. 2) (Amendment) Order (Northern Ireland) 1993 and shall come into operation on 1st July 1993.

Amendment of the Diseases of Animals (Animal Protein) (No. 2) Order (Northern Ireland) 1989

2. The Diseases of Animals (Animal Protein) (No. 2) Order (Northern Ireland) 1989(b) shall be amended as follows:—

(a) Article 5(1) to (4) shall be revoked;

(b) for Article 5(5) there shall be substituted the following paragraph—

“(5) A person shall not use or cause or permit to be used any vehicle for the removal of processed animal protein unless that animal protein is:—

(a) carried in a leak-proof receptacle which is closed by a tightly fitting lid or other cover which prevents spillage and both the receptacle and the lid or other cover are capable of being cleansed and disinfected; or

(b) enclosed by impervious material capable of being thoroughly cleansed and disinfected and the vehicle is so constructed as to prevent any leakage or spillage of that animal protein out of the vehicle.”;

(c) for Article 5(8) there shall be substituted the following paragraph—

“(8) The person in charge of any vehicle or receptacle who uses or causes that vehicle or receptacle to be used for the removal of any processed animal protein shall, after each occasion on which it was so

(a) S.I. 1981/1115 (N.I. 22) as amended by S.I. 1984/702 (N.I. 2) Art. 17

(b) S.R. 1989 No. 347 as amended by S.R. 1992 No. 62

used, and in any event before any further use is made of it for the removal of any animal, poultry, processed animal protein or other matter, thoroughly cleanse and disinfect it with an approved disinfectant.”;

(d) for Article 13(2) to (4) there shall be substituted the following paragraphs—

“(2) A person who is engaged in the business of removing processed animal protein from any premises shall in respect of each consignment make a record of:—

- (i) the date of removal of the consignment;
- (ii) the quantity and type of processed animal protein;
- (iii) the address of the premises of origin; and
- (iv) the address of the premises of destination.

(3) The owner or person in charge of any premises used for the collection or holding of processed animal protein shall make a record of:—

- (i) the address of the premises from which any processed animal protein is received;
- (ii) the business number of any person from whom he receives processed animal protein where such a person is engaged in the business of removing processed animal protein; and
- (iii) the address of the premises to which such animal protein is dispatched.

(4) The owner or person in charge of any premises used for the collection or holding of unprocessed animal protein shall make a record of the business number of any person engaged in the business of removing unprocessed animal protein from whom he receives unprocessed animal protein which comprises or contains any animal by-product referred to in Part I of Schedule 1 to the Animal By-Products Regulations (Northern Ireland) 1993(a).

(5) Any person required to keep a record described in paragraph (2), (3) or (4) shall:—

- (a) retain such a record for a period of 12 months from the date of receipt of the animal protein or, as the case may be, removal or dispatch of the animal protein; and
- (b) produce such a record to an inspector on demand being made by him at any reasonable time during that period of 12 months and allow him to take a copy of it or an extract from it.”.

Sealed with the Official Seal of the Department of Agriculture on 14th April 1993.

(L.S.)

P. T. Toal

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the Diseases of Animals (Animal Protein) (No. 2) Order (Northern Ireland) 1989 to make it compatible with Council Directive 90/667/EEC (OJ No. L363, 27.12.90, p. 51) laying down the veterinary rules for the disposal and processing of animal waste, for its placing on the market and for the prevention of pathogens in feedstuffs of animal or fish origin and amending Directive 90/425/EEC (OJ No. L224, 18.8.90, p. 29).

The Order—

- (a) removes the prohibition on the movement of animal protein except under licence (Article 2(a));
- (b) restricts the requirements concerning vehicles and receptacles removing animal protein and their cleansing and disinfection to those carrying processed animal protein (Article 2(b) and (c)); and
- (c) restricts certain record keeping requirements to persons removing and holding processed animal protein with the exception that those holding unprocessed animal protein must make a record of the business numbers of those persons from whom they have received unprocessed animal protein which comprises or contains any animal by-product referred to in Part I of Schedule 1 to the Animal By-Products Regulations (Northern Ireland) 1993 (Article 2(d)).

Record keeping requirements relating to animal by-products are also contained in the Animal By-Products Regulations (Northern Ireland) 1993, which implement Council Directive 90/667/EEC.