

Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (Text with EEA relevance)

ANNEX XVI

OFFICIAL CONTROLS

CHAPTER I

OFFICIAL CONTROLS IN PROCESSING PLANTS

Section 1

Supervision of the production

1. The competent authority shall supervise processing plants to ensure compliance with the requirements of Regulation (EC) No 1069/2009 and with this Regulation.

It shall, in particular:

- (a) check:
 - (i) the general conditions of hygiene of the premises, equipment and staff;
 - (ii) the efficacy of the own checks carried out by the operator of the processing plant, in accordance with Article 28 of Regulation (EC) No 1069/2009; such checks must include an examination of the results of those checks and if necessary, the taking of samples;
 - (iii) the effective implementation of the permanent written procedure based on the HACCP principles in accordance with Article 29(1) of Regulation (EC) No 1069/2009; such checks must include an examination of the results of this implementation and if necessary, the taking of samples;
 - (iv) the standards of the products after processing; the analyses and tests must be carried out in accordance with scientifically recognised methods, in particular, those laid down in Union legislation or, where no such methods are laid down in Union legislation, in accordance with recognised international standards or, in their absence, national standards; and
 - (v) the storage conditions;
 - (b) take any samples required for laboratory tests; and
 - (c) make any other checks it considers necessary to ensure compliance with Regulation (EC) No 1069/2009 and with this Regulation.
2. To allow it to carry out its responsibilities under point 1, the competent authority must have free access at all times to all parts of the processing plant and to records, commercial documents and health certificates.

Section 2

Validation procedures

1. Prior to issuing an approval for a processing plant, as provided for in Article 44(1) of Regulation (EC) No 1069/2009, the competent authority must check that a validation

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of the processing plant has been carried out by the operator in accordance with the following procedures and indicators:

- (a) a description of the process by a process flow diagram;
- (b) an identification of critical control points (CCPs) including the material process rate for continuous systems;
- (c) the compliance with the specific process requirements laid down by this Regulation; and
- (d) the achievement of the following requirements:
 - (i) particle size for batch-pressure and continuous processes, defined by the mincer hole or the anvil gap size;
 - (ii) temperature, pressure, processing time and, in the case of continuous processing systems, the material processing rate, as specified in points 2 and 3.

2. In the case of a batch pressure system:

- (a) the temperature must be monitored with a permanent thermocouple and it must be plotted against real time;
- (b) the pressure stage must be monitored with a permanent pressure gauge; pressure must be plotted against real time;
- (c) the processing time must be shown by time/temperature and time/pressure diagrams.

At least once a year the thermocouple and the pressure gauge must be calibrated.

3. In the case of a continuous pressure system:

- (a) the temperature and the pressure must be monitored with thermocouples, or an infrared temperature gun, and pressure gauges must be used at defined positions throughout the process system in such a way that temperature and pressure comply with the required conditions inside the whole continuous system or in a section of it; the temperature and pressure must be plotted against real time;
- (b) measurement of the minimum transit time inside the whole relevant part of the continuous system where the temperature and pressure comply with the required conditions, must be provided to the competent authorities, using insoluble markers, such as manganese dioxide, or a method which offers equivalent guarantees.

Accurate measurement and control of the material process rate is essential and must be measured during the validation test in relation to a CCP that can be continuously monitored such as:

- (i) feed screw revolutions per minute (rev./min.);
- (ii) the electric power (amps at given voltage);
- (iii) the evaporation/condensation rate; or
- (iv) the number of pump strokes per unit time.

All measuring and monitoring equipment must be calibrated at least once a year.

4. The competent authority must repeat the checks on the validation procedures when it considers it necessary, and in any case each time any significant alterations are made to the process, such as modifications of the machinery or changes of raw materials.

CHAPTER II

LISTS OF REGISTERED AND APPROVED ESTABLISHMENTS, PLANTS AND OPERATORS

1. Access to lists of registered and approved establishments, plants and operators

In order to assist Member States in making up-to-date lists of registered and approved establishments, plants and operators available to other Member States and to the public, the Commission shall provide a website which shall contain links to the national websites provided by each Member State, as referred to in point 2(a).

2. Format for national websites
 - (a) Each Member State shall provide the Commission with a linking address to a single national website containing the master list of all registered and approved establishments, plants and operators on its territory ('master list').
 - (b) Each master list shall consist of one sheet and shall be completed in one or more official languages of the Union.
3. The layout, including the relevant information and codes, of master lists shall follow the technical specifications which are published by the Commission on its website.

CHAPTER III

SPECIFIC REQUIREMENTS FOR OFFICIAL CONTROLS

Section 1

Official controls regarding marking of derived products

The competent authority shall carry out a performance check of the monitoring and recording system referred to in point 2 of Chapter V of Annex VIII to this Regulation to ascertain compliance with this Regulation and may, where necessary, request the testing of additional samples in accordance with the method referred to in the second paragraph of the same point.

Section 2

Official controls in low-capacity incineration plants

The competent authority shall inspect a low-capacity incineration plant for incineration of specified risk materials before approval, and at least once a year to monitor compliance with Regulation (EC) No 1069/2009 and with this Regulation.

Section 3

Official controls in remote areas

In the case of disposal of animal by-products in remote areas in accordance with Article 19(1) (b) of Regulation (EC) No 1069/2009, the competent authority shall monitor regularly the areas categorised as remote areas to ensure that those areas and the disposal operations are properly controlled.

Section 4

Official controls in registered farms for the feeding of fur animals

1. The competent authority shall take the necessary measures to control:
 - (a) the appropriate composition, processing and use of the feed containing meat-and-bone meal or other products which have been processed in accordance with the processing methods set out in Chapter III of Annex IV and which are derived from the bodies or parts of bodies of animals of the same species;
 - (b) that the animals are fed with the feed referred to in point (a), including:
 - (i) strict supervision of the health status of those animals; and
 - (ii) appropriate TSE surveillance involving regular sampling and laboratory examination for TSEs.
2. The samples referred to in point 1(b)(ii) shall include samples taken from animals showing neurological symptoms and from older breeding animals.

Section 5

Official controls regarding collection centres

1. The competent authority shall:
 - (a) include collection centres into the list drawn up in accordance with Article 47(1) of Regulation (EC) No 1069/2009;
 - (b) assign an official number to each collection centre; and
 - (c) update the list of collection centres and make it available together with the list drawn up in accordance with Article 47(1) of Regulation (EC) No 1069/2009.
2. The competent authority shall carry out official controls at collection centres in order to verify compliance with this Regulation.

Section 6

Official controls regarding the feeding of necrophagous birds with Category 1 material

The competent authority shall supervise the health status of the farmed animals in the region where the feeding of necrophagous birds with Category 1 material takes place, and shall carry

out an appropriate TSE surveillance involving regular sampling and laboratory examination for TSEs.

Those samples shall include samples taken from animals showing neurological symptoms and from older breeding animals.

Section 7

Official controls regarding the application of certain organic fertilisers and soil improvers

The competent authority shall carry out controls along the entire chain of production and use of organic fertilisers and soil improvers subject to the restrictions referred to in Chapter II of Annex II.

Those controls shall include checks on the mixing with a component referred to in point 2 of Section 1 of Chapter II of Annex XI, and checks on the stocks of such products kept on farm and the records kept in accordance with Regulation (EC) No 1069/2009 and with this Regulation.

Section 8

Official controls regarding approved photographic factories

The competent authority shall carry out documentary checks in approved photographic factories referred to in Table 3 of point 1 of Section 11 of Chapter II of Annex XIV on the channelling chain from the border inspection posts of first entry to the approved photographic factories for the purpose of reconciliation of the quantities of products imported, used and disposed of.

Section 9

Official controls regarding certain imported rendered fats

The competent authority shall carry out documentary checks in registered establishments or plants receiving rendered fats which have been imported in accordance with Section 9 of Chapter II of Annex XIV on the channelling chain from the border inspection posts of first entry to the registered establishment or plant for the purpose of reconciliation of the quantities of products imported, used and disposed of.

Section 10

Standard format for applications for certain authorisations in intra-Union trade

Operators shall submit applications for the authorisation of the dispatch of animal by-products referred to in Article 48(1) of Regulation (EC) No 1069/2009 in accordance with the following format:

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APPLICATION FOR THE AUTHORISATION OF THE DISPATCH OF ANIMAL BY-PRODUCTS TO ANOTHER MEMBER STATE (ARTICLE 48 OF REGULATION (EC) No 1069/2009)	
Name and address of consignor	Approval or registration number, issued by (competent authority)
Name and address of applicant	Approval or registration number, issued by (competent authority)
Name and address of consignee	Approval or registration number, issued by (competent authority)
Animal by-products ⁽¹⁾ <input type="checkbox"/> Category 1 material consisting of: (nature of the material) <input type="checkbox"/> Category 2 material consisting of: (nature of the material) <input type="checkbox"/> Meat-and-bone meal derived from Category 1 material <input type="checkbox"/> Animal fat derived from Category 1 material <input type="checkbox"/> Meat-and-bone meal derived from Category 2 material <input type="checkbox"/> Animal fat derived from Category 2 material	Intended use ⁽¹⁾ <input type="checkbox"/> Disposal <input type="checkbox"/> Processing <input type="checkbox"/> Combustion <input type="checkbox"/> Application to land <input type="checkbox"/> Transformation into biogas <input type="checkbox"/> Composting <input type="checkbox"/> Petfood ⁽²⁾ <input type="checkbox"/> Production of biodiesel <input type="checkbox"/> For feeding to ⁽³⁾ : <input type="checkbox"/> For the manufacture of the following derived products ⁽⁴⁾ :

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(APPLICATION FOR THE AUTHORISATION OF THE DISPATCH OF ANIMAL BY-PRODUCTS TO ANOTHER MEMBER STATE (ARTICLE 48 OF REGULATION (EC) No 1069/2009))	
In case of meat-and-bone meal and animal fat: The materials have been processed according to the following method ⁽⁵⁾ :	Species of origin:
I, the undersigned, declare that the above information is factually correct. (Signature: name, date, contact details: telephone, fax (if applicable), e-mail)	
Decision by the competent authority of the Member State of destination ⁽⁶⁾: The dispatch of the consignment is: <input type="checkbox"/> refused. <input type="checkbox"/> accepted. <input type="checkbox"/> accepted subject to the application of pressure sterilisation (method 1) to the materials. <input type="checkbox"/> accepted subject to the following conditions for the dispatch ⁽⁴⁾ : (Date, stamp and signature of the competent authority)	

Notes:

Complete the document in BLOCK capitals.

⁽¹⁾ Tick as appropriate.

⁽²⁾ In the case of petfood produced with Category 1 material comprising animal by-products derived from animals which have been submitted to illegal treatment as defined in Article 1(2)(d) of Directive 96/22/EC or Article 2(b) of Directive 96/23/EC.

⁽³⁾ Specify in accordance with Article 18 of Regulation (EC) No 1069/2009.

⁽⁴⁾ Specify.

⁽⁵⁾ Specify one of the processing methods referred to in Chapter III of Annex IV to Regulation (EU) No 142/2011.

⁽⁶⁾ For the competent authority: tick as appropriate.