

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)

CHAPTER I

GENERAL PROVISIONS

Article 1

Subject matter and scope

This Regulation lays down implementing measures:

- (a) for the public and animal health rules for animal by-products and derived products laid down in Regulation (EC) No 1069/2009;
- (b) concerning certain samples and items exempt from veterinary checks at border inspection posts as provided for in Article 16(1)(e) and (f) of Directive 97/78/EC.

Article 2

Definitions

For the purposes of this Regulation, the definitions set out in Annex I apply.

Article 3

End point in the manufacturing chain for certain derived products

The following derived products may be placed on the market, other than imported, without restrictions, as provided in Article 5(2) of Regulation (EC) No 1069/2009:

- (a) biodiesel which fulfils the requirements for the disposal and use of derived products set out in point 2(b) of Section 3 of Chapter IV of Annex IV;
- (b) processed petfood which fulfil the specific requirements for processed petfood set out in point 7(a) of Chapter II of Annex XIII;
- (c) dogchews which fulfil the specific requirements for dogchews set out in point 7(b) of Chapter II of Annex XIII;
- (d) hides and skins of ungulates which fulfil the specific requirements for the end point for those products set out in point C of Chapter V of Annex XIII;
- (e) wool and hair, which fulfil the specific requirements for the end point for those products set out in point B of Chapter VII of Annex XIII;

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- (f) feathers and down, which fulfil the specific requirements for the end point for those products set out in point C of Chapter VII of Annex XIII;
- (g) [^{F1}fur which fulfils the special requirements for the end point for that product set out in Chapter VIII of Annex XIII;
- (h) fish oil for the production of medicinal products which fulfils the special requirements for the end point for that product set out in Chapter XIII of Annex XIII;]
- (i) [^{F2}gasoline and fuels which fulfil the specific requirements for products from the multi-step catalytic process for the production of renewable fuels set out in point 2(c) of Section 3 of Chapter IV of Annex IV;
- (j) oleochemical products derived from rendered fats and which fulfil the requirements set out in Chapter XI of Annex XIII[^{F3};]
- (k) [^{F4}renewable diesel, renewable jet fuel, renewable propane and renewable gasoline which fulfil the specific requirements for products from the multi-step catalytic hydro-treatment for the production of renewable fuels set out in point 2(f) of Section 3 of Chapter IV of Annex IV.]

Textual Amendments

- F1** Substituted by Commission Regulation (EU) No 749/2011 of 29 July 2011 amending Regulation (EU) No 142/2011 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).
- F2** Substituted by Commission Regulation (EU) No 294/2013 of 14 March 2013 amending and correcting Regulation (EU) No 142/2011 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).
- F3** Substituted by Commission Regulation (EU) 2017/1261 of 12 July 2017 amending Regulation (EU) No 142/2011 as regards an alternative method for processing certain rendered fats (Text with EEA relevance).
- F4** Inserted by Commission Regulation (EU) 2017/1261 of 12 July 2017 amending Regulation (EU) No 142/2011 as regards an alternative method for processing certain rendered fats (Text with EEA relevance).

Article 4

Serious transmissible diseases

The diseases listed by the OIE in Article 1.2.3 of the Terrestrial Animal Health Code, 2010 edition, and in Chapter 1.3 of the Aquatic Animal Health Code, 2010 edition, shall be regarded as serious transmissible diseases for the purposes of general animal health restrictions, as provided for in Article 6(1)(b)(ii) of Regulation (EC) No 1069/2009.

CHAPTER II

DISPOSAL AND USE OF ANIMAL BY-PRODUCTS AND DERIVED PRODUCTS*Article 5***Restrictions on the use of animal by-products and derived products**

1 Operators in the Member States referred to in Chapter I of Annex II shall comply with the conditions for the feeding of fur animals with certain materials derived from bodies or parts of animals of the same species set out in the same Chapter.

2 Operators shall comply with the restrictions on the feeding of farmed animals with herbage from land to which certain organic fertilisers or soil improvers have been applied, as set out in Chapter II of Annex II.

*[^{F5}Article 6]***Disposal by incineration, disposal or recovery by co-incineration and use as a fuel for combustion**

1 The competent authority shall ensure that incineration and co-incineration of animal by-products and derived products shall only take place:

- a in incineration plants and co-incineration plants which have been granted a permit in accordance with Directive 2000/76/EC; or
- b for plants not required to have a permit under Directive 2000/76/EC, in incineration and co-incineration plants which have been approved by the competent authority to carry out disposal by incineration, or disposal or recovery of animal by-products or derived products, if they are waste, by co-incineration, in accordance with Article 24(1)(b) or (c) of Regulation (EC) No 1069/2009.

2 The competent authority shall only approve incineration plants and co-incineration plants as referred to in point 1(b), in accordance with Article 24(1)(b) or (c) of Regulation (EC) No 1069/2009, if they comply with the requirements set out in Annex III hereto.

3 Operators of incineration plants and co-incineration plants shall comply with the general requirements for incineration and co-incineration set out in Chapter I of Annex III.

4 Operators of high-capacity incineration and co-incineration plants shall comply with the requirements of Chapter II of Annex III.

5 Operators of low-capacity incineration and co-incineration plants shall comply with the requirements of Chapter III of Annex III.

[^{F6} Operators shall ensure that combustion plants other than those referred to in Section 2 of Chapter IV of Annex IV, under their control in which animal by-products or derived products are used as a fuel, comply with the general conditions and specific requirements set out in Chapters IV and V of Annex III respectively and are approved by the competent authority in accordance with Article 24(1)(d) of Regulation (EC) No 1069/2009.

7 The competent authority shall only approve combustion plants referred to in paragraph 6 for the use of animal by-products and derived products as fuel for combustion, provided that:

- a the combustion plants fall within the scope of Chapter V of Annex III hereto;

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- b the combustion plants comply with all the relevant general conditions and specific requirements set out in Chapters IV and V of Annex III hereto;
- c administrative procedures are in place to ensure that the requirements for the approval of the combustion plants are checked annually.

[^{F78} For the use of manure of farmed animals or meat-and-bone meal as a fuel for combustion as set out in Chapter V of Annex III, the following rules shall apply in addition to those referred to in paragraph 7 of this Article:

- a the application for approval that is submitted by the operator to the competent authority in accordance with Article 24(1)(d) of Regulation (EC) No 1069/2009 must contain evidence certified by the competent authority or by a professional organisation authorised by the competent authorities of the Member State, that the combustion plant in which the manure of farmed animals or meat-and-bone meal is used as a fuel meets the requirements laid down in points B(3) for manure, and (D) in case of meat-and-bone meal as well as the requirements set out for both fuels in points B(4) and B(5) of Chapter V of Annex III to this Regulation, without prejudice to the possibility for the competent authorities of the Member State to grant a derogation from compliance with certain provisions in accordance with point C(4) of Chapter V of Annex III;
- b the procedure for approval provided for in Article 44 of Regulation (EC) No 1069/2009 shall not be completed until at least two consecutive checks, one of them unannounced, have been carried out by the competent authority or by a professional organisation authorised by that authority, during the first six months of the operating of the combustion plant, including the necessary temperature and emission measurements. After the results of those checks showed compliance with the requirements set out in points B(3), B(4) and B(5) for manure, and (D) for meat-and-bone meal and, where applicable, with point C(4) or point D(5) of Chapter V of Annex III to this Regulation, full approval can be granted.
- c the combustion of meat-and-bone meal in combustion plants referred to in points A, B and C of Chapter V of Annex III to this Regulation shall not be authorised.]]

Textual Amendments

- F5** Substituted by [Commission Regulation \(EU\) No 592/2014 of 3 June 2014 amending Regulation \(EU\) No 142/2011 as regards the use of animal by-products and derived products as a fuel in combustion plants \(Text with EEA relevance\)](#).
- F6** Inserted by [Commission Regulation \(EU\) No 592/2014 of 3 June 2014 amending Regulation \(EU\) No 142/2011 as regards the use of animal by-products and derived products as a fuel in combustion plants \(Text with EEA relevance\)](#).
- F7** Substituted by [Commission Regulation \(EU\) 2020/735 of 2 June 2020 amending Regulation \(EU\) No 142/2011 as regards the use of meat-and-bone meal as a fuel in combustion plants \(Text with EEA relevance\)](#).

Article 7

Landfilling of certain Category 1 and 3 materials

By way of derogation from Article 12 and Article 14(c) of Regulation (EC) No 1069/2009, the competent authority may authorise the disposal of the following Category 1 and 3 materials in an authorised landfill:

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- (a) imported petfood or petfood produced from imported materials, from Category 1 material referred to in Article 8(c) of Regulation (EC) No 1069/2009;
- (b) Category 3 material referred to in Article 10(f) and (g) of Regulation (EC) No 1069/2009, provided that:
 - (i) such materials have not been in contact with any of the animal by-products referred to in Articles 8 and 9 and Article 10(a) to (e) and (h) to (p) of that Regulation;
 - (ii) at the time when they are destined for disposal, the materials:
 - referred to in Article 10(f) of that Regulation have undergone processing as defined in Article 2(1)(m) of Regulation (EC) No 852/2004, and
 - referred to in Article 10(g) of that Regulation have been processed in accordance with Chapter II of Annex X hereto or in accordance with the specific requirements for petfood set out in Chapter II of Annex XIII hereto; and
 - (iii) the disposal of such materials does not pose a risk to public or animal health.

Article 8

Requirements for processing plants and other establishments

1 Operators shall ensure that processing plants and other establishments under their control comply with the following requirements set out in Chapter I of Annex IV:

- a the general conditions for processing set out in Section 1;
- b the requirements for wastewater treatment set out in Section 2;
- c the specific requirements for the processing of Category 1 and 2 materials set out in Section 3;
- d the specific requirements for the processing of Category 3 materials set out in Section 4.

2 The competent authority shall only approve processing plants and other establishments, if they comply with the conditions laid down in Chapter I of Annex IV.

Article 9

Hygiene and processing requirements for processing plants and other establishments

Operators shall ensure that establishments and plants under their control comply with the following requirements set out in Annex IV:

- (a) the hygiene and processing requirements set out in Chapter II;
- (b) the standard processing methods set out in Chapter III, provided such methods are used in the establishment or plant;
- (c) the alternative processing methods set out in Chapter IV, provided such methods are used in the establishment or plant.

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Article 10

Requirements regarding the transformation of animal by-products and derived products into biogas and composting

1 Operators shall ensure that establishments and plants under their control comply with the following requirements for the transformation of animal by-products and derived products into biogas or for composting set out in Annex V:

- a the requirements applicable to biogas and composting plants set out in Chapter I;
- b the hygiene requirements applicable to biogas and composting plants set out in Chapter II;
- c the standard transformation parameters set out in Section 1 of Chapter III;
- d the standards for digestion residues and compost set out in Section 3 of Chapter III.

2 The competent authority shall only approve biogas and composting plants, if they comply with the requirements laid down in Annex V.

3 The competent authority may authorise the use of alternative transformation parameters for biogas and composting plants subject to the requirements set out in Section 2 of Chapter III of Annex V.

CHAPTER III

DEROGATIONS FROM CERTAIN PROVISIONS OF REGULATION (EC) No 1069/2009

Article 11

Special rules on research and diagnostic samples

1 The competent authority may authorise the transport, use and disposal of research and diagnostic samples under conditions which ensure the control of the risks to public and animal health.

The competent authority shall in particular ensure that operators comply with the requirements of Chapter I of Annex VI.

2 Operators shall comply with the special rules on research and diagnostic samples set out in Chapter I of Annex VI.

3 Operators may dispatch research and diagnostic samples which consist of the following animal by-products and derived products to another Member State without informing the competent authority of the Member State of origin in accordance with Article 48(1) of Regulation (EC) No 1069/2009 and without the competent authority of the Member State of destination being informed by means of the TRACES system and agreeing to accept the consignment in accordance with Article 48(1) and (3) of that Regulation:

- a Category 1 and 2 materials and meat-and-bone meal or animal fat derived from Category 1 and 2 materials;
- b processed animal protein.

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Article 12

Special rules on trade samples and display items

1 The competent authority may authorise the transport, use and disposal of trade samples and display items under conditions which ensure the control of the risks to public and animal health.

The competent authority shall in particular ensure that operators comply with the requirements of points 2, 3 and 4 of Section 1 of Chapter I of Annex VI.

2 Operators shall comply with the special rules on trade samples and display items set out in Section 2 of Chapter I of Annex VI.

3 Operators may dispatch trade samples which consist of the following animal by-products and derived products to another Member State without informing the competent authority of the Member State of origin in accordance with Article 48(1) of Regulation (EC) No 1069/2009 and without the competent authority of the Member State of destination being informed by means of the TRACES system and agreeing to accept the consignment in accordance with Article 48(1) and (3) of that Regulation:

- a Category 1 and 2 materials and meat-and-bone meal or animal fat derived from Category 1 and 2 materials;
- b processed animal protein.

Article 13

Special feeding rules

1 Operators may feed Category 2 material to the following animals, provided that such material comes from animals which were not killed or did not die as a result of the presence or suspected presence of a disease communicable to humans or animals, subject to compliance with the general requirements laid down in Section 1 of Chapter II of Annex VI and any other conditions that may be laid down by the competent authority:

- a zoo animals;
- b fur animals;
- c dogs from recognised kennels or packs of hounds;
- d dogs and cats in shelters;
- [^{F2}e maggots and worms for fishing bait;
- f circus animals.]

2 Operators may feed Category 3 material to the following animals subject to compliance with the general requirements laid down in Section 1 of Chapter II of Annex VI and any other conditions that may be laid down by the competent authority:

- a zoo animals;
- b fur animals;
- c dogs from recognised kennels or packs of hounds;
- d dogs and cats in shelters;
- [^{F2}e maggots and worms for fishing bait;
- f circus animals.]

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Textual Amendments

- F2** Substituted by Commission Regulation (EU) No 294/2013 of 14 March 2013 amending and correcting Regulation (EU) No 142/2011 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).

Article 14

Feeding of certain species in and outside feeding stations and in zoos

1 The competent authority may authorise the use of Category 1 material consisting of entire bodies or parts of dead animals containing specified risk material for the feeding:

- a in feeding stations, to endangered or protected species of necrophagous birds and other species living in their natural habitat, for the promotion of biodiversity, subject to compliance with the conditions set out in Section 2 of Chapter II of Annex VI;
- b outside feeding stations, if appropriate without prior collection of the dead animals, to wild animals referred to point 1(a) of Section 2 of Chapter II of Annex VI, subject to compliance with the conditions set out in Section 3 of that Chapter.

2 The competent authority may authorise the use of Category 1 material consisting of entire bodies or parts of dead animals containing specified risk materials and the use of material derived from zoo animals for the feeding of zoo animals subject to compliance with the conditions set out in Section 4 of Chapter II of Annex VI.

Article 15

Special rules on collection and disposal

[^{F2}If the competent authority authorises the disposal of animal by-products by way of the derogation provided for in Article 19(1)(a), (b), (c), (e) and (f) of Regulation (EC) No 1069/2009, the disposal shall comply with the following special rules set out in Chapter III of Annex VI:]

- (a) the special disposal rules for animal by-products set out in Section 1;
- (b) the rules for the burning and burial of animal by-products in remote areas set out in Section 2;
- (c) the rules for the burning and burial of bees and apiculture by-products set out in Section 3.

[^{F8}By way of derogation from Article 14 of Regulation (EC) No 1069/2009, Member States may authorise the collection, transport and disposal of small quantities of Category 3 materials as referred to in Article 10(f) of that Regulation by means referred to in Article 19(1)(d) of that Regulation, subject to compliance with the requirements for disposal by other means set out in Chapter IV of Annex VI hereto.]

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Textual Amendments

- F2** Substituted by Commission Regulation (EU) No 294/2013 of 14 March 2013 amending and correcting Regulation (EU) No 142/2011 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).
- F8** Inserted by Commission Regulation (EU) 2015/9 of 6 January 2015 amending Regulation (EU) No 142/2011 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).

CHAPTER IV

AUTHORISATIONS OF ALTERNATIVE METHODS

Article 16

Standard format for applications for authorisation of alternative methods

- 1 Applications for authorisation of alternative methods of use or disposal of animal by-products or derived products, as referred to in Article 20(1) of Regulation (EC) No 1069/2009, shall be submitted by Member States or interested parties in accordance with the requirements of the standard format for applications for alternative methods set out in Annex VII.
- 2 Member States shall designate national contact points to provide information on the competent authority responsible for evaluating applications for authorisation of alternative methods of use or disposal of animal by-products.
- 3 The Commission shall publish a list of national contact points on its website.

CHAPTER V

COLLECTION, TRANSPORT, IDENTIFICATION AND TRACEABILITY

Article 17

Requirements regarding commercial documents and health certificates, identification, the collection and transport of animal by-products and traceability

- 1 Operators shall ensure that animal by-products and derived products:
 - a comply with the requirements for collection, transport and identification set out in Chapters I and II of Annex VIII;
 - b are accompanied during transport by commercial documents or health certificates in accordance with the requirements set out in Chapter III of Annex VIII.

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2 Operators consigning, transporting or receiving animal by-products or derived products shall keep records of consignments and related commercial documents or health certificates in accordance with the requirements set out in Chapter IV of Annex VIII.

3 Operators shall comply with the requirements for the marking of certain derived products set out in Chapter V of Annex VIII.

CHAPTER VI

REGISTRATION AND APPROVAL OF ESTABLISHMENTS AND PLANTS

Article 18

Requirements regarding the approval of one or more establishments and plants handling animal by-products on the same site

The competent authority may grant approval to more than one establishment or plant handling animal by-products on the same site, provided that the transmission of risks to public and animal health between the establishments or plants is excluded by their layout and the handling of animal by-products and derived products within the establishments or plants.

Article 19

Requirements concerning certain approved establishments and plants handling animal by-products and derived products

Operators shall ensure that establishments and plants under their control which have been approved by the competent authority, comply with the requirements set out in the following Chapters of Annex IX hereto where they carry out one or more of the following activities referred to Article 24(1) of Regulation (EC) No 1069/2009:

- (a) Chapter I, where they manufacture petfood as referred to in Article 24(1)(e) of that Regulation;
- (b) Chapter II, where they store animal by-products as referred to in Article 24(1)(i) of that Regulation and where they handle animal by-products after their collection, by way of the following operations referred to in Article 24(1)(h) of that Regulation:
 - (i) sorting;
 - (ii) cutting;
 - (iii) chilling;
 - (iv) freezing;
 - (v) salting;
 - (vi) preservation by other processes;
 - (vii) removal of hides and skins or removal of specified risk material;

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- (viii) operations involving the handling of animal by-products which are carried out in compliance with obligations under Union veterinary legislation;
 - (ix) hygienisation/pasteurisation of animal by-products destined for transformation into biogas/composting, prior to such transformation or composting in another establishment or plant in accordance with Annex V hereto;
 - (x) sieving;
 - (xi) [F⁹phase transition processes of Category 3 materials, such as:
 - blood thermocoagulation,
 - blood centrifugation,
 - containment as set out in Chapter V to Annex IX hereto,
 - hydrolysing of hooves, pig bristles, feathers and hairdestined for processing with processing methods set out in this Regulation;]
- (c) [F¹⁰Chapter III, where they store derived products for certain intended purposes as referred to in Article 24(1)(j) of that Regulation;
- (d) [F¹¹Chapter V, where they store on the farm animal by-products as referred to in point (h) or (i) of Article 24(1) of that Regulation, provided that unprocessed animal by-products are subsequently disposed of as referred to in Article 4 of that Regulation;]
- (e) [F⁹Where the operations referred to in points (i) to (vii) and (xi) of point (b) take place on the site of the approved establishment or plant referred to in Article 26(1) of Regulation (EC) No 1069/2009 generating those materials, the competent authority may authorise the operation without registration in accordance with Article 23 or approval in accordance with Article 24(1)(h) of that Regulation, provided that the animal by-products are stored, transported and disposed of or used as unprocessed animal by-products in accordance with Regulation (EC) No 1069/2009.]

Textual Amendments

- F9** Inserted by Commission Regulation (EU) 2020/762 of 9 June 2020 amending Regulation (EU) No 142/2011 as regards microbiological standards for raw petfood, requirements concerning approved establishments, technical parameters applicable to the alternative method Brookes' gasification process and hydrolysis of rendered fats, and exports of processed manure, certain blood, blood products and intermediate products (Text with EEA relevance).
- F10** Substituted by Commission Regulation (EU) 2015/9 of 6 January 2015 amending Regulation (EU) No 142/2011 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).
- F11** Substituted by Commission Regulation (EU) 2020/762 of 9 June 2020 amending Regulation (EU) No 142/2011 as regards microbiological standards for raw petfood, requirements concerning approved establishments, technical parameters applicable to the alternative method Brookes' gasification process and hydrolysis of rendered fats, and exports of processed manure, certain blood, blood products and intermediate products (Text with EEA relevance).

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Article 20

Requirements concerning certain registered establishments and plants handling animal by-products and derived products

1 Operators of registered plants or establishments or other registered operators shall handle animal by-products and derived products under the conditions set out in Chapter IV of Annex IX.

2 Registered operators transporting animal by-products or derived products, other than between premises of the same operator, shall in particular comply with the conditions set out in point 2 of Chapter IV of Annex IX.

3 Paragraphs 1 and 2 shall not apply to:

- a approved operators who are transporting animal by-products or derived products as an ancillary activity;
- b operators who have been registered for transport activities in accordance with Regulation (EC) No 183/2005.

[^{F12}4 The competent authority may exempt the following operators from the obligation to notify, referred to in Article 23(1)(a) of Regulation (EC) No 1069/2009:

- a operators handling or generating game trophies or other preparations referred to in Chapter VI of Annex XIII hereto for private or non-commercial purposes;
- b operators handling or disposing research and diagnostic samples for educational purposes;

[^{F13}c operators transporting dry untreated wool and hair, provided they are securely enclosed in packaging, and directly dispatched to a plant producing derived products for uses outside the feed chain or to a plant carrying out intermediate operations, under conditions which prevent the spreading of pathogenic agents;]

[^{F10}d operators using small quantities of Categories 2 and 3 materials referred to in Articles 9 and 10 of Regulation (EC) No 1069/2009 or of products derived therefrom, for the purpose of direct supply of the products within the region to the final user, on the local market or to local retail establishments, if the competent authority does not consider such activity to present a risk of spreading any serious transmissible disease to humans or animals; this point shall not apply where those materials are used as feed for farmed animals other than fur animals;]

[^{F8}e users of organic fertilisers or soil improvers at premises where farmed animals are not kept;

- f operators handling and distributing organic fertilisers or soil improvers exclusively in ready-to-sell retail packaging of not more than 50 kg in weight for uses outside the feed and food chain.]]

Textual Amendments

F8 Inserted by Commission Regulation (EU) 2015/9 of 6 January 2015 amending Regulation (EU) No 142/2011 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).

F10 Substituted by Commission Regulation (EU) 2015/9 of 6 January 2015 amending Regulation (EU) No 142/2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the

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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).

F12 Substituted by Commission Regulation (EU) No 1063/2012 of 13 November 2012 amending Regulation (EU) No 142/2011 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).

F13 Substituted by Commission Implementing Regulation (EU) No 1097/2012 of 23 November 2012 amending Regulation (EU) No 142/2011 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 as regards dispatch of animal by-products and derived products between Member States (Text with EEA relevance).

F¹⁴ Article 20a

Lists of establishments, plants and operators in Member States

The competent authority of a Member State shall ensure that up-to-date lists of establishments, plants and operators, referred to in the first subparagraph of Article 47(1) of Regulation (EC) No 1069/2009 are:

- (a) drawn up in accordance with the technical specifications published on the Commission website⁽¹⁾;
- (b) either entered in TRACES or accessible by means of TRACES as of 31 October 2021 at the latest.]

Textual Amendments

F14 Inserted by Commission Implementing Regulation (EU) 2019/1084 of 25 June 2019 amending Regulation (EU) No 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products (Text with EEA relevance).

CHAPTER VII

PLACING ON THE MARKET

Article 21

Processing and placing on the market of animal by-products and derived products for feeding to farmed animals, excluding fur animals

1 Operators shall comply with the following requirements for the placing on the market, other than the import, of the animal by-products and derived products destined for feeding to

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farmed animals excluding fur animals, as provided for in Article 31(2) of Regulation (EC) No 1069/2009, set out in Annex X hereto:

- a the general requirements for the processing and the placing on the market set out in Chapter I;
- b the specific requirements for processed animal proteins and other derived products set out in Chapter II;
- c the requirements for certain fish feed and fishing baits set out in Chapter III.

2 The competent authority may authorise the placing on the market, other than the import, of milk, milk-based products and milk-derived products categorised as Category 3 material in accordance with Article 10(e), (f) and (h) of Regulation (EC) No 1069/2009 and which have not been processed in accordance with the general requirements set out in Part I of Section 4 of Chapter II of Annex X hereto, provided that those materials comply with the requirements for the derogation for the placing on the market of milk processed in accordance with national standards set out in Part II of that Section.

[^{F153} The transport of fish oils and fishmeal of Category 3 materials for the production of feed material, other than those imported from a third country, from an approved processing plant for the production of fishmeal and fish oil to a feed plant registered or approved in accordance with Regulation (EC) No 1069/2009 and approved in accordance with Article 10(3) of Regulation (EC) No 183/2005 in another Member State for detoxification in accordance with the processes referred to in Commission Regulation (EU) 2015/786⁽²⁾ shall be carried out in accordance with the rules set out in Chapter VII of Annex VIII.]

Textual Amendments

F15 Inserted by [Commission Regulation \(EU\) 2020/757 of 8 June 2020 amending Regulation \(EU\) No 142/2011 as regards the traceability of certain animal by-products and derived products \(Text with EEA relevance\)](#).

Article 22

Placing on the market and use of organic fertilisers and soil improvers

1 Operators shall comply with the requirements for the placing on the market, other than the import, of organic fertilisers and soil improvers, and the use of such products, in particular their application to land, as provided for in Articles 15(1)(i) and 32(1) of Regulation (EC) No 1069/2009, set out in Annex XI hereto.

[^{F102} The placing on the market of the following is not subject to any animal health conditions:

- a guano from wild sea birds, collected in the Union or imported from third countries;
- b ready-to-sell growing media, other than that imported, with a content of less than:
 - (i) 5 % in volume of derived products of Category 3 material or of Category 2 material other than processed manure;
 - (ii) 50 % in volume of processed manure.]

3 The competent authority of the Member State where an organic fertiliser or a soil improver, which has been produced from meat-and-bone meal derived from Category 2 material or from processed animal protein, is to be applied to land, shall authorise one or more components which are to be mixed with those materials, in accordance with Article 32(1)(d)

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

of Regulation (EC) No 1069/2009, according to the criteria set out in point 3 of Section 1 of Chapter II of Annex XI hereto.

4 By way of derogation from Article 48(1) of Regulation (EC) No 1069/2009, the competent authorities of a Member State of origin and of a Member State of destination, which share a common border may authorise the dispatch of manure between farms located in border regions of those two Member States subject to appropriate conditions for the control of any possible risks to public or animal health, such as obligations for the operators concerned to keep appropriate records, which are laid down in a bilateral agreement.

5 As provided for in Article 30(1) of Regulation (EC) No 1069/2009, the competent authorities of the Member States shall encourage, where necessary, the development, dissemination and use of national guides for good agricultural practice for the application of organic fertilisers and soil improvers to land.

Textual Amendments

- F10** Substituted by [Commission Regulation \(EU\) 2015/9 of 6 January 2015 amending Regulation \(EU\) No 142/2011 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 \(Text with EEA relevance\).](#)

Article 23

Intermediate products

1 Intermediate products, imported into or in transit through the Union shall comply with the conditions controlling potential risks to public and animal health referred to in Annex XII hereto.

2 Intermediate products which have been transported to an establishment or plant referred to in point 3 of Annex XII hereto, may be handled without further restrictions under Regulation (EC) No 1069/2009 and under this Regulation, provided that:

- a the establishment or plant has adequate facilities for the receipt of the intermediate products, which prevent the transmission of diseases communicable to humans or animals;
- b the intermediate products do not pose any risk of transmission of diseases communicable to humans or animals, due to their purification or to other treatments to which the animal by-products in the intermediate product have been submitted, due to the concentration of animal by-products in the intermediate product or due to adequate bio-security measures for the handling of the intermediate products;
- c the establishment or plant keeps records on the amount of materials received, their category, if applicable, and the establishment, plant or operator to whom they have supplied their products; and
- d unused intermediate products or other surplus materials from the establishment or plant, such as expired products, are disposed of in accordance with Regulation (EC) No 1069/2009.

[^{F10}3 The operator or owner of the establishment or plant of destination of intermediate products or his representative shall use and/or dispatch the intermediate products exclusively

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

for use in manufacturing according to the definition of intermediate products under Point 35 of Annex I.]

Textual Amendments

- F10** Substituted by [Commission Regulation \(EU\) 2015/9 of 6 January 2015 amending Regulation \(EU\) No 142/2011 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 \(Text with EEA relevance\).](#)

Article 24

Petfood and other derived products

1 The use of Category 1 material referred to in Article 8(a),(b), (d) and (e) of Regulation (EC) No 1069/2009 for the manufacture of derived products which are intended to be ingested by or applied to humans or animals, other than for derived products referred to in Articles 33 and 36 of that Regulation shall be prohibited.

2 Where an animal by-product or a derived product may be used for feeding to farmed animals or for other purposes referred to in Article 36(a) of Regulation (EC) No 1069/2009, they shall be placed on the market, other than imported, in accordance with the specific requirements for processed animal protein and other derived products set out in Chapter II of Annex X hereto, provided that Annex XIII hereto does not set out any specific requirements for such products.

3 Operators shall comply with the requirements for the placing on the market, other than the import, of petfood, as referred to in Article 40 of Regulation (EC) No 1069/2009, set out in Chapters I and II of Annex XIII hereto.

4 Operators shall comply with the requirements for the placing on the market, other than the import, of derived products, as referred to in Article 40 of Regulation (EC) No 1069/2009, set out in Chapter I and Chapters III to XII of Annex XIII hereto.

CHAPTER VIII

IMPORT, TRANSIT AND EXPORT

Article 25

Import, transit and export of animal by-products and of derived products

1 The importation into and the transit through the Union of the following animal by-products shall be prohibited:

- a unprocessed manure;
- b untreated feathers and parts of feathers and down;
- c beeswax in the form of honeycomb.

[^{F12}2 The importation into and the transit through the Union of the following shall not be subject to any animal health conditions:

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

- a wool and hair which has been factory-washed or which has been treated by another method which ensures that no unacceptable risks remain;
 - b furs which have been dried at an ambient temperature of 18 °C for a period of at least two days at a humidity of 55 %;
 - c wool and hair produced from animals other than those of the porcine species, which has been treated by factory-washing which consisting of the immersion of the wool and hair in series of baths of water, soap and sodium hydroxide or potassium hydroxide;
 - d wool and hair produced from animals other than those of the porcine species, which is dispatched directly to a plant producing derived products from wool and hair for the textile industry and has been treated by at least one of the following methods:
 - chemical depilation by means of slaked lime or sodium sulphide,
 - fumigation in formaldehyde in a hermetically sealed chamber for at least 24 hours,
 - industrial scouring which consists of the immersion of wool and hair in a water-soluble detergent held at 60–70 °C,
 - storage, which may include the journey time, at 37 °C for eight days, 18 °C for 28 days or 4 °C for 120 days;
 - e wool and hair that is dry and securely enclosed in packaging, produced from animals other than those of the porcine species, which is intended for dispatch to a plant producing derived products from wool and hair for the textile industry and meets all of the following requirements:
 - (i) it was produced at least 21 days before the date of entry into the Union kept in a third country or region thereof which is
 - listed in Part 1 of Annex II to Regulation (EU) No 206/2010 and authorised for imports into the Union of fresh meat of ruminants not subject to supplementary guarantees A and F mentioned therein,
 - free of foot-and-mouth disease, and, in the case of wool and hair from sheep and goats, of sheep pox and goat pox in accordance with the basic general criteria listed in Annex II to Directive 2004/68/EC;
 - (ii) it is accompanied by a importers' declaration as required in accordance with Chapter 21 of Annex XV;
 - (iii) it was presented by the operator to one of the approved Union border inspection posts listed in Annex I to Decision 2009/821/EC where it passed with satisfactory result the documentary check carried out in accordance with Article 4(3) of Directive 97/78/EC.]
- 3 Operators shall comply with the following specific requirements for the importation into and the transit through the Union of certain animal by-products and derived products, as referred to in Articles 41(3) and 42 of Regulation (EC) No 1069/2009, set out in Annex XIV hereto:
- a the specific requirements for the import and transit of Category 3 material and derived products for uses in the feed chain, other than for petfood or feed to fur animals, set out in Chapter I of that Annex;
 - b the specific requirements for the import and transit of animal by-products and derived products for uses outside the feed chain for farmed animals, set out in Chapter II of that Annex^[F16];
 - ^[F17]c the specific requirements for animal by-products and derived products originating from, and returning to, the Union following a refusal of entry by a third country, set out in Chapter VI of that Annex.]

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

[^{F184} The rules set out in Chapter V of Annex XIV shall apply to exports from the Union of the derived products specified therein.]

Textual Amendments

- F12** Substituted by [Commission Regulation \(EU\) No 1063/2012 of 13 November 2012 amending Regulation \(EU\) No 142/2011 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 \(Text with EEA relevance\).](#)
- F16** Substituted by [Commission Regulation \(EU\) 2020/797 of 17 June 2020 amending Regulation \(EU\) No 142/2011 as regards requirements for animal by-products and derived products originating from, and returning to, the Union following refusal of entry by a third country \(Text with EEA relevance\).](#)
- F17** Inserted by [Commission Regulation \(EU\) 2020/797 of 17 June 2020 amending Regulation \(EU\) No 142/2011 as regards requirements for animal by-products and derived products originating from, and returning to, the Union following refusal of entry by a third country \(Text with EEA relevance\).](#)
- F18** Inserted by [Commission Regulation \(EU\) 2017/172 of 1 February 2017 amending Regulation \(EU\) No 142/2011 as regards parameters for the transformation of animal by-products into biogas or compost, conditions for imports of petfood and for the export of processed manure \(Text with EEA relevance\).](#)

Article 26

Placing on the market, including importation, and export of certain Category 1 materials

The competent authority may authorise the placing on the market, including the importation, and the export of hides and skins derived from animals which have been submitted to an illegal treatment as defined in Article 1(2)(d) of Directive 96/22/EC or in Article 2(b) of Directive 96/23/EC, and of ruminant intestines with or without content and of bones and bone products containing vertebral column and skull, subject to compliance with the following requirements:

- (a) those materials must not be Category 1 materials derived from any of the following animals:
- (i) animals suspected of being infected by a TSE in accordance with Regulation (EC) No 999/2001;
 - (ii) animals in which the presence of a TSE has been officially confirmed;
 - (iii) animals killed in the context of TSE eradication measures;
- (b) those materials must not be intended for any of the following uses:
- (i) feeding;
 - (ii) application to land from which farmed animals are fed;
 - (iii) the manufacture of:
 - cosmetic products as defined in Article 1(1) of Directive 76/768/EEC;
 - active implantable medical devices as defined in Article 1(2)(c) of Directive 90/385/EEC;

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

- medical devices as defined in Article 1(2)(a) of Directive 93/42/EEC;
 - in vitro diagnostic medical devices as defined in Article 1(2)(b) of Directive 98/79/EC;
 - veterinary medicinal products as defined in Article 1(2) of Directive 2001/82/EC;
 - medicinal products as defined in Article 1(2) of Directive 2001/83/EC;
- (c) the materials must be imported with a label and must comply with the specific requirements for certain movements of animal by-products set out in Section 1 of Chapter IV of Annex XIV hereto;
- (d) the materials must be imported in accordance with sanitary certification requirements laid down in national legislation^[F16,]
- (e) ^[F17]the materials originating from a Member State and returning to that Member State following a refusal of entry by a third country, must comply with the specific requirements set out in Chapter VI of Annex XIV.]

Textual Amendments

- F16** Substituted by [Commission Regulation \(EU\) 2020/797 of 17 June 2020 amending Regulation \(EU\) No 142/2011 as regards requirements for animal by-products and derived products originating from, and returning to, the Union following refusal of entry by a third country \(Text with EEA relevance\).](#)
- F17** Inserted by [Commission Regulation \(EU\) 2020/797 of 17 June 2020 amending Regulation \(EU\) No 142/2011 as regards requirements for animal by-products and derived products originating from, and returning to, the Union following refusal of entry by a third country \(Text with EEA relevance\).](#)

Article 27

Importation and transit of research and diagnostic samples

1 The competent authority may authorise the importation and the transit of research and diagnostic samples, comprising derived products or animal by-products, including the animal by-products referred to in Article 25(1), in accordance with conditions which ensure the control of risks to public and animal health.

Such conditions shall include at least the following:

- a the introduction of the consignment must have been authorised in advance by the competent authority of the Member State of destination; and
- b the consignment must be sent directly from the point of entry into the Union to the authorised user.

^{F19}2

3 Operators handling research samples or diagnostic samples shall comply with the special requirements for disposal of research and diagnostic samples set out in Section 1 of Chapter III of Annex XIV hereto.

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Textual Amendments

F19 Deleted by Commission Delegated Regulation (EU) 2019/2122 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers' personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market and amending Commission Regulation (EU) No 142/2011 (Text with EEA relevance).

Article 28

Importation and transit of trade samples and display items

1 The competent authority may authorise the importation and the transit of trade samples in accordance with the special rules set out in point 1 of Section 2 of Chapter III of Annex XIV hereto.

2 Operators handling trade samples shall comply with the special rules for handling and disposal of trade samples set out in points 2 and 3 of Section 2 of Chapter III of Annex XIV hereto.

3 The competent authority may authorise the importation and the transit of display items in accordance with the special rules for display items set out in Section 3 of Chapter III of Annex XIV hereto.

4 Operators handling display items shall comply with the conditions for packaging, handling and disposal of display items set out in Section 3 of Chapter III of Annex XIV hereto.

Article 29

Specific requirements for certain movements of animal by-products between territories of the Russian Federation

1 The competent authority shall authorise specific movements of consignments of animal by-products coming from and destined to the Russian Federation directly or via another third country, by road or by rail through the Union, between approved Union border inspection posts listed in Annex I to Decision 2009/821/EC, provided that the following conditions are met:

- a the consignment shall be sealed with a serially numbered seal at the border inspection post of entry to the Union by the veterinary services of the competent authority^[F20.]
- [^{F21}(b) ^{F21}
- (c) ^{F21}
- (d)] ^{F21}
- ^{F21}₂
- ^{F21}₃

Textual Amendments

F20 Substituted by Commission Delegated Regulation (EU) 2019/2124 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for official

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

controls of consignments of animals and goods in transit, transhipment and onward transportation through the Union, and amending Commission Regulations (EC) No 798/2008, (EC) No 1251/2008, (EC) No 119/2009, (EU) No 206/2010, (EU) No 605/2010, (EU) No 142/2011, (EU) No 28/2012, Commission Implementing Regulation (EU) 2016/759 and Commission Decision 2007/777/EC (Text with EEA relevance).

F21 Deleted by Commission Delegated Regulation (EU) 2019/2124 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for official controls of consignments of animals and goods in transit, transhipment and onward transportation through the Union, and amending Commission Regulations (EC) No 798/2008, (EC) No 1251/2008, (EC) No 119/2009, (EU) No 206/2010, (EU) No 605/2010, (EU) No 142/2011, (EU) No 28/2012, Commission Implementing Regulation (EU) 2016/759 and Commission Decision 2007/777/EC (Text with EEA relevance).

[^{F22}Article 29a

Specific requirements for transit through Croatia of animal by-products coming from Bosnia and Herzegovina and destined to third countries

1 The movements of consignments of animal by-products and derived products coming from Bosnia and Herzegovina and destined to third countries through the Union, by road, directly between the border inspection post of Nova Sela and the border inspection post of Ploče, shall be authorised provided that the following conditions are met:

- a the consignment is sealed with a serially numbered seal by the official veterinarian at the border inspection post of entry [^{F20}.]
- [^{F21}(b) ^{F21}
- (c) ^{F21}
- (d)] ^{F21}
- ^{F21}₂
- ^{F21}₃

Textual Amendments

- F20** Substituted by Commission Delegated Regulation (EU) 2019/2124 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for official controls of consignments of animals and goods in transit, transhipment and onward transportation through the Union, and amending Commission Regulations (EC) No 798/2008, (EC) No 1251/2008, (EC) No 119/2009, (EU) No 206/2010, (EU) No 605/2010, (EU) No 142/2011, (EU) No 28/2012, Commission Implementing Regulation (EU) 2016/759 and Commission Decision 2007/777/EC (Text with EEA relevance).
- F21** Deleted by Commission Delegated Regulation (EU) 2019/2124 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for official controls of consignments of animals and goods in transit, transhipment and onward transportation through the Union, and amending Commission Regulations (EC) No 798/2008, (EC) No 1251/2008, (EC) No 119/2009, (EU) No 206/2010, (EU) No 605/2010, (EU) No 142/2011, (EU) No 28/2012, Commission Implementing Regulation (EU) 2016/759 and Commission Decision 2007/777/EC (Text with EEA relevance).
- F22** Inserted by Commission Regulation (EU) No 555/2013 of 14 June 2013 amending Regulation (EU) No 142/2011 as regards the transit of certain animal by-products from Bosnia and Herzegovina (Text with EEA relevance).

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Article 30

Lists of establishments and plants in third countries

Lists of establishments and plants in third countries shall be entered into the TRACES system in accordance with technical specifications which are published by the Commission on its website.

Each list shall be kept up to date regularly.

[^{F14}This Article does not apply to the specific movements of consignments of animal by-products coming from and destined to the Russian Federation as referred to in Article 29 and to the movements of consignments of animal by-products and derived products coming from Bosnia and Herzegovina and destined to third countries as referred to in Article 29a.]

Textual Amendments

- F14** Inserted by [Commission Implementing Regulation \(EU\) 2019/1084 of 25 June 2019 amending Regulation \(EU\) No 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products \(Text with EEA relevance\).](#)

Article 31

Models of health certificates and declarations for importation and transit

Consignments of animal by-products and derived products for importation into or transit through the Union shall be accompanied by health certificates and declarations, in accordance with the models set out in Annex XV hereto, at the point of entry into the Union where the veterinary checks take place, as provided for in Directive 97/78/EC.

[^{F17}By way of derogation from the first paragraph, animal by-products and derived products originating from, and returning to, the Union following a refusal of entry by a third country, must comply with the specific requirements set out in Chapter VI of Annex XIV.]

Textual Amendments

- F17** Inserted by [Commission Regulation \(EU\) 2020/797 of 17 June 2020 amending Regulation \(EU\) No 142/2011 as regards requirements for animal by-products and derived products originating from, and returning to, the Union following refusal of entry by a third country \(Text with EEA relevance\).](#)

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

CHAPTER IX

OFFICIAL CONTROLS

Article 32

Official controls

1 The competent authority shall take the necessary measures to control the entire chain of collection, transport, use and disposal of animal by-products and derived products, as referred to in Article 4(2) of Regulation (EC) No 1069/2009.

Those measures shall be carried out in accordance with the principles for official controls laid down in Article 3 of Regulation (EC) No 882/2004.

2 The official controls referred to in paragraph 1 shall include checks on the keeping of records and other documents required by the rules laid down in this Regulation.

3 The competent authority shall carry out the following official controls, as referred to in Article 45(1) of Regulation (EC) No 1069/2009, in accordance with the requirements set out in Annex XVI hereto:

- a official controls in processing plants as set out in Chapter I;
- b official controls of other activities which involve the handling of animal by-products, and derived products as set out in Sections 1 to 9 of Chapter III.

4 The competent authority shall carry out checks on seals which are applied to consignments of animal by-products or derived products.

When the competent authority applies a seal to such consignment which is transported to a place of destination, it must inform the competent authority of the place of destination.

5 The competent authority shall draw up the lists of establishments, plants and operators referred to in Article 47(1) of Regulation (EC) No 1069/2009 in accordance with the format set out in Chapter II of Annex XVI hereto.

6 The competent authority of the Member State of destination shall decide upon the application by an operator concerning the acceptance or refusal of certain Category 1, Category 2 material and meat-and-bone meal or animal fat derived from Category 1 and Category 2 materials, within 20 calendar days from the date of receipt of such application provided that it has been submitted in one of the official languages of that Member State.

[^{F237} Operators shall submit applications for the authorisation referred to in paragraph 6 in accordance with the standard format set out in Section 10 of Chapter III of Annex XVI hereto by means of TRACES.]

Textual Amendments

- F23** Substituted by [Commission Implementing Regulation \(EU\) 2019/1084 of 25 June 2019 amending Regulation \(EU\) No 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products \(Text with EEA relevance\)](#).

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

Article 33

Reapproval of plants and establishments after the grant of a temporary approval

1 Where a plant or establishment approved for the processing of Category 3 material is subsequently granted temporary approval for the processing of Category 1 or Category 2 material, in accordance with Article 24(2)(b)(ii) of Regulation (EC) No 1069/2009, it shall be prohibited from recommencing the processing of Category 3 material, without first obtaining the approval of the competent authority to recommence processing of Category 3 material in accordance with Article 44 of that Regulation.

2 Where a plant or establishment approved for the processing of Category 2 material is subsequently granted temporary approval for the processing of Category 1 material, in accordance with Article 24(2)(b)(ii) of Regulation (EC) No 1069/2009, it shall be prohibited from recommencing the processing of Category 2 material, without first obtaining the approval of the competent authority to recommence processing of Category 2 material in accordance with Article 44 of that Regulation.

CHAPTER X

FINAL PROVISIONS

Article 34

Restrictions on the placing on the market of certain animal by-products and derived products for reasons of public and animal health

The competent authority shall not prohibit or restrict the placing on the market of the following animal by-products and derived products for public health or animal health reasons other than the rules laid down in Union legislation, and in particular those laid down in Regulation (EC) No 1069/2009 and in this Regulation:

- (a) processed animal protein and other derived products referred to in Chapter II of Annex X hereto;
- (b) petfood and certain other derived products referred to in Annex XIII hereto;
- (c) animal by-products and the derived products imported into or in transit through the Union as referred to in Annex XIV hereto.

Article 35

Repeal

- 1 The following acts are repealed:
 - a Regulation (EC) No 811/2003;
 - b Decision 2003/322/EC;
 - c Decision 2003/324/EC;
 - d Regulation (EC) No 878/2004;
 - e Decision 2004/407/EC;

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

- f Regulation (EC) No 79/2005;
- g Regulation (EC) No 92/2005;
- h Regulation (EC) No 181/2006;
- i Regulation (EC) No 197/2006;
- j Regulation (EC) No 1192/2006;
- k Regulation (EC) No 2007/2006.

2 References to the repealed acts shall be construed as references to this Regulation.

Article 36

Transitional measures

1 For a transitional period until 31 December 2011, operators may place on the market organic fertilisers and soil improvers which were produced before 4 March 2011 in accordance with Regulations (EC) No 1774/2002 and (EC) No 181/2006:

- a provided that they have been produced from one of the following:
 - (i) meat-and-bone meal derived from Category 2 material;
 - (ii) processed animal protein;
- b even though they have not been mixed with a component to exclude the subsequent use of the mixture for feeding purposes.

2 For a transitional period until 31 January 2012, consignments of animal by-products and of derived products accompanied by a health certificate, declaration or commercial document, which has been completed and signed in accordance with the appropriate model set out in Annex X to Regulation (EC) No 1774/2002 shall continue to be accepted for importation into the Union, provided that such certificates, declarations or documents were completed and signed before 30 November 2011.

F24³

Textual Amendments

F24 Deleted by [Commission Regulation \(EU\) 2015/9 of 6 January 2015 amending Regulation \(EU\) No 142/2011 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 \(Text with EEA relevance\).](#)

Article 37

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

It shall apply from 4 March 2011.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Status: Point in time view as at 30/06/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011. (See end of Document for details)

- (1) [^{F14}https://ec.europa.eu/food/sites/food/files/safety/docs/fs-animal-products-app-est-technical_spec_04032012_en.pdf]
- (2) [^{F15}Commission Regulation (EU) 2015/786 of 19 May 2015 defining acceptability criteria for detoxification processes applied to products intended for animal feed as provided for in Directive 2002/32/EC of the European Parliament and of the Council (OJ L 125, 21.5.2015, p. 10).]

Textual Amendments

- F14** Inserted by [Commission Implementing Regulation \(EU\) 2019/1084 of 25 June 2019 amending Regulation \(EU\) No 142/2011 as regards the harmonisation of the list of approved or registered establishments, plants and operators and the traceability of certain animal by-products and derived products \(Text with EEA relevance\).](#)
- F15** Inserted by [Commission Regulation \(EU\) 2020/757 of 8 June 2020 amending Regulation \(EU\) No 142/2011 as regards the traceability of certain animal by-products and derived products \(Text with EEA relevance\).](#)

Status:

Point in time view as at 30/06/2020.

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EU) No 142/2011.